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BOARD of SUPERVISORS



City Hall
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San Francisco, CA 94102-4689
Tel. No. 554-5184
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Legislation Introduced
Including All Off-Calendar Items
January 8, 2008

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

DOCUMENTS DEPT.

Ordinances

JAN 11 2008

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080035 [Disclosure of Votes Cast in Ranked-Choice Elections]

Ordinance amending the San Francisco Municipal Elections Code by adding Section 415, to make publicly available a report of all votes cast in ranked-choice elections. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080039 [Landmark Tree Designation of Blue Elderberry located in the Bernal Heights Natural Area at Folsom Street and Bernal Heights Boulevard]

Ordinance designating the Blue Elderberry (*Sambucus mexicana*) in the Bernal Heights Natural Area (Assessor's Block 5548, Lot 002) at Folsom Street and Bernal Heights Boulevard as a landmark tree pursuant to Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080040 [Landmark Tree Designation of Moreton Bay Fig at 3555 Cesar Chavez Street, facing Valencia Street]

Ordinance designating the Moreton Bay Fig (*Ficus macrophylla*) at 3555 Cesar Chavez Street (Assessor's Block 6575, Lot 002), facing Valencia Street as a landmark tree pursuant to Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080041 [Landmark Tree Designation of Flowering Ash tree no. 1 at 500 Cortland Avenue]

Ordinance designating the Flowering Ash (*Fraxinus ornus*) tree no. 1 at 500 Cortland Avenue, in front of the Bernal Heights Library, which flanks the eastern side of the main doors to the library on Cortland Avenue (Assessor's Block 5707, Lot 027) as a landmark tree pursuant to Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080042 [Landmark Tree Designation of Flowering Ash tree no. 2 at 500 Cortland Avenue]

Ordinance designating the Flowering Ash (*Fraxinus ornus*) tree no. 2 at 500 Cortland Avenue, in front of the Bernal Heights Library, which flanks the western side of the main doors to the library on Cortland Avenue (Assessor's Block 5707, Lot 027) as a landmark tree pursuant to Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080063 [Green Building Requirements]

Ordinance amending the San Francisco Building Code by adding Chapter 13C to impose green building requirements on newly constructed residential buildings, newly constructed commercial buildings that are 5,000 gross square feet or more, alterations to new or existing commercial interiors that are 25,000 gross square feet or more in area, and major alterations to existing buildings that are 25,000 gross square feet or more in area, where interior finishes are removed and significant upgrades to structural and mechanical, electrical and/or plumbing systems are proposed; exempting City projects, which are covered by Chapter 7 of the San Francisco Environment Code; providing that the requirements become effective 90 days after enactment of the ordinance and increase over the following five-year period; adopting findings, including environmental findings and findings required by California Health and Safety Code Section 17958.5. Mayor presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

061438 [Public Works Code - Sidewalk flower-vending stands]

Ordinance amending Public Works Code Sections 156, 157, 159, 160, 161, 162, and 163 to impose a two year-limit on sidewalk flower-vending stand permits and establish a lottery process for subsequent permit issuance for such stands, to clarify application requirements, to add operating conditions for such stands and establish an abandonment period, to delete provisions regarding permit assignment to family members of the permittee, to change the criminal penalty for violations from a misdemeanor to an infraction, and to establish administrative penalties for violations. Supervisor McGoldrick presented. ASSIGNED to Land Use and Economic Development Committee. REACTIVATED

071661 [Menu Labeling At Chain Restaurants]

Ordinance amending Sections 468 through 468.8 of the San Francisco Health Code to (1) require chain restaurants to provide, per standard menu item, the total number of calories on menu boards and food tags, and the total amount of calories, saturated fat, carbohydrates and sodium on menus; and (2) revise existing requirements for providing nutritional information on alternative disclosure media. Supervisors Ammiano, Dufty, Mirkarimi, McGoldrick, Maxwell presented. ASSIGNED to City Operations and Neighborhood Services Committee. SUBSTITUTE

Resolutions

080037 [Grant to support vocational services to mentally ill individuals]

Resolution authorizing the San Francisco Department of Public Health, Community Behavioral Health Services to accept and expend retroactively a grant from the California Department of Rehabilitation in the total amount of \$3,310,497, with a cooperative CBHS match of \$895,980, for a budget total of \$4,206,477, to provide vocational rehabilitation services to clients through a cooperative contract agreement for the period of July 1, 2007 through June 30, 2010, waiving indirect costs. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080038 [Funding modification to support HIV vaccine and prevention research]

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a subcontract modification from the Public Health Foundation Enterprises, Inc. (PHFE) to support the research of the San Francisco Vaccine and Prevention Unit (SFVPU) in the amount of \$325,239; for the period of January 1, 2007 through December 31, 2007. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080043 [Approving and officially adopting the recommendations of the Healthcare Action Team regarding the discharge of homeless patients in San Francisco]

Resolution endorsing the Healthcare Action Team's recommendations for procedures on homeless patients hospital discharge, including more respite beds, a streamlined discharge process, distribution of information sheets, utilization of transitional care programs, expansion of the Ombudsman office and no discharges on Fridays. Supervisors Ammiano, Daly, Mirkarimi presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080044 [Grant funding for a drug court in the San Francisco Dependency Court]

Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend a grant increase in the amount of \$287,177, with a local general fund match of \$28,718, for a budget total of \$315,895, from the California Department of Alcohol and Drug Programs' (DADP) Comprehensive Drug Court Implementation (CDCI) to provide funding for a drug court in the San Francisco Dependency Court; for the period of July 1, 2007 through June 30, 2008. Supervisor Chu presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080045 [Grant funds to improve and expand substance abuse treatment services]

Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend a grant from the California Department of Alcohol and Drug Programs' (DADP) Comprehensive Drug Court Implementation (CDCI) in the total amount of \$713,132, with a local general fund match of \$142,627, for a budget total of \$855,759 to improve and expand substance abuse treatment services for adult felon drug court clients; for the period of January 1, 2007 through December 31, 2008. Supervisor Chu presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080046 [Accept and Expend CALFED Water Use Efficiency Grant Funds]

Resolution authorizing the San Francisco Public Utilities Commission to retroactively accept and expend a CALFED Water Use Efficiency Grant in the amount of \$200,000 through the United States Bureau of Reclamation. Supervisor Chu presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080047 [Continuum of Care: Five-Year Strategic Plan of the San Francisco Local Homeless Coordinating Board 2007-2012]

Resolution declaring the policy that the Five-Year Strategic Plan of the San Francisco Local Homeless Board titled "Toward Ending Homelessness in San Francisco: A Five Year Strategic Plan of the San Francisco Local Homeless Coordinating Board" is the City and County of San Francisco's official homeless policy document and governs the development of an integrated, effective and coordinated system of housing, health care, employment and support services to end homelessness. Supervisor Daly presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080048 [Accept-Expend Federal Pass Through Grant]

Resolution authorizing the Department of Emergency Management, Division of Emergency Services, to accept and expend a Federal pass through grant in the amount of \$950,000 from the Governor's Office of Homeland Security for the Buffer Zone Protection Program, and to enter into an MOU with Bay Area Rapid Transit (BART) to fund critical infrastructure needs. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Public Safety Committee.

080049 [Accept and Expend FY 07 Urban Areas Security Initiative Grant and Amend Annual Salary Ordinance, FY 2007-2008]

Ordinance authorizing the Department of Emergency Management, on behalf of the City and County San Francisco as the primary grantee for the combined Bay Area Urban Area ("Super UASI" or "SUASI") region and as the fiscal agent for the SUASI Approval Authority, to retroactively accept and expend an Urban Areas Security Initiative ("UASI") grant in the amount of \$27,304,000 from the United States Department of Homeland Security, through the California Governor's Office of Homeland Security; amending Ordinance No. 175-07 (Annual Salary Ordinance, FY 2007-2008) to reflect the extension of eight grant-funded positions at the following Departments: Emergency Management; Police; Fire; Health; and Sheriff; and amending Ordinance No. 175-07 (Annual Salary Ordinance, FY 2007-2008) to reflect the addition of six grant-funded positions at the Department of Emergency Management. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Public Safety Committee.

080050 [Accept-Expend Federal Grant - Mayor's Office of Criminal Justice]

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend a grant in the amount of \$139,366 from the California Governor's Office of Emergency Services (OES) Anti-Drug Abuse Enforcement Program (ADA) for the purpose of reducing drug related crime through a coordinated approach. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Public Safety Committee.

080058 [Renew Joint Power and Revolving Fund Contract with State]

Resolution authorizing the Department of the District Attorney to enter into a Joint Power and Revolving Fund Contract with the California Victim Compensation and Government Claims Board to : (1) contract for, accept and expend up to \$1,356,678 allocated from the California Victim Compensation and Government Claims Board for the assistance of victims and witnesses of crime for the period of July 1, 2007 through June 30, 2009; and (2) renew its current agreement with the California Victim Compensation and Government Claims Board, an agent of the State of California, for a revolving loan fund in the amount of \$75,000 to be used to pay for verified funeral/burial expenses and emergency relocation for victims of domestic violence and sexual assault for an additional two years from July 1, 2007 through June 30, 2009. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Public Safety Committee.

- 080059 [Accept-Expend Federal Grant - Airport Commission]**
Resolution authorizing the Airport Commission to enter into an Other Transaction Agreement (OTA) with the Department of Homeland Security/Transportation Security Administration (TSA) to accept and expend federal funds for the installation of in-line explosive detection baggage system improvements in Terminal One of the San Francisco International Airport for an approximate amount of 75% of the project cost, not to exceed \$2,300,000. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Public Safety Committee.
- 080060 [Requesting that the SFPUC Study Maritime Alternatives to land-based siting of City-owned Combustion Turbines]**
Resolution requesting that the San Francisco Public Utilities Commission Study Maritime Alternatives to land-based siting of City-Owned Combustion Turbines. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080061 [San Francisco Zoological Gardens-City Oversight]**
Resolution urging the Recreation and Park Department to review the current lease management agreement with the San Francisco Zoological Society to determine whether, and how, the City and the Zoo Society could amend the lease management agreement to clarify Recreation and Park Commission's ultimate authority over the Zoo. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080064 [Confirming the appointment of Malcolm Heinicke to the Municipal Transportation Agency Board of Directors, term ending March 1, 2008]**
Resolution confirming the appointment of Malcolm Heinicke to the Board of Directors of the Municipal Transportation Agency, term ending March 1, 2008. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080065 [Confirming the appointment of Jerry Lee to the Municipal Transportation Agency Board of Directors, term ending March 1, 2011]**
Resolution confirming the appointment of Jerry Lee to the Board of Directors of the Municipal Transportation Agency, term ending March 1, 2011. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080066 [Confirming the appointment of Bruce Oka to the Municipal Transportation Agency Board of Directors, term ending March 1, 2008]**
Resolution confirming the appointment of Bruce Oka to the Board of Directors of the Municipal Transportation Agency, term ending March 1, 2008. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080067 [Commending Margaret Cooch upon her retirement]**
Resolution commending Margaret Cooch upon her retirement as Executive Director of Planning for Elders and honoring her life-long service to the broader communities of senior and people with disabilities. Supervisors Mirkarimi, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080068 [Urging San Franciscans not to purchase eggs produced by caged hens]**
Resolution urging San Franciscans not to purchase eggs produced by caged hens and opposing the factory farming practice of confining egg-laying hens in battery cages. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080070 [San Francisco joins with others to form the creation of California Green Cities]**
Resolution committing San Francisco to join other California cities in an effort to promote local, regional, and national sustainability measures, called California Green Cities. Mayor presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080071 [Funds to support risk reduction project]**
Resolution authorizing the San Francisco Department of Public Health (DPH), HIV Research Section to enter retroactively into an agreement in the amount of \$48,444 with Public Health Foundation Enterprises (PHFE), the primary contractor, to participate in a project regarding risk reduction counseling; for the period of August 1, 2007 through July 31, 2008. Supervisors Duffy, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 080072 [Approval of a 30 day extension of Planning Commission review - Union Street Neighborhood Commercial District]**
Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend Planning Code Sections 725.1 and 725.42 of the Union Street Neighborhood Commercial District to provide for a limited number of new full service restaurants that satisfy specific requirements and obtain conditional use authorization; and making environmental findings of consistence with the General Plan and priority policies of Planning Code Section 101.1. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080073 [Urging the California State University system to develop uniform hiring policies to ensure workforce diversity]**
Resolution urging the California State University system to develop uniform hiring policies to ensure workforce diversity. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080074 [Approval of a second 90 day extension for Planning Commission review - adoption or expenditure of neighborhood impact fees]**
Resolution extending by an additional 90 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would add Planning Code Section 320, 320.1, 320.2 and 320.3 establishing a process to permit the adoption or expenditure of neighborhood impact fees as defined in the ordinance only after the Planning Department has conducted or caused to be conducted an impact study supporting the imposition of such a fee and making environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Hearings

- 080026 [Hearing - Mayor's budget instructions for the FY2008-09 budget]**
Hearing on the Mayor's budget instructions for the Fiscal Year 2008-09 budget. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080029 [Problems faced by those living with HIV/AIDS]**
Hearing request on the problems faced by those living with HIV/AIDS as they get older. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080030 [San Francisco's homicide rate]**
Hearing on why San Francisco's homicide rate is higher than that of Los Angeles. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Public Safety Committee.
- 080031 [Zoo Incident]**
Hearing to consider the Zoo Incident on Christmas Day. Supervisors Elsbernd, Alioto-Pier, Ammiano presented. RECEIVED AND ASSIGNED to Public Safety Committee.
- 080032 [Pedestrian Safety]**
Hearing with the Municipal Transportation Agency, Department of Public Health, and Police Department before the Public Safety Committee regarding pedestrian safety issues. The hearing will include data on pedestrian safety incidents in the last several years, locations with an especially high incident rate, and current as well as potential future efforts to address pedestrian safety issues. Supervisors Chu, Dufty, Elsbernd presented. RECEIVED AND ASSIGNED to Public Safety Committee.
- 080033 [Bayview Waterfront Development Project]**
Hearing on the status of the Bayview Waterfront Development Project. Informational hearing, which will include presentations by the Mayor's Office staff and project sponsors, as to the status of the joint development program for the Candlestick Point and Hunters Point Shipyard areas. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080034 [Worker's Comp Clinic at SF General Hospital]**
Hearing regarding the closure of the Worker's Comp Clinic at San Francisco General Hospital. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Motions

- 080036 [Adopting the Planning Department's report on File 071534 - Interim Moratorium on Institutional Uses in the Western SoMa]**
Motion adopting the Planning Department's report on File No. 071534 – an interim zoning moratorium to prohibit the establishment of new institutional uses in the Western SoMa Planning Area Special Use District for 45 Days. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080062 [Regulating the permitted locations of new liquor stores and their conditions of operation]**
Motion ordering submitted to the voters an Ordinance authorizing amendment of the Planning Code by adding Section 226.5 to impose a distance requirement of 1,000 feet or more between new off-sale liquor stores and existing liquor stores, schools, public libraries and recreation centers and establishing conditions for operation of liquor stores at an election to be held on June 3, 2008. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080069 [Concurring in January 4, 2008 Proclamation of Local Emergency]**
Motion concurring in the Mayor's January 4, 2008 Proclamation of Local Emergency, and in the actions taken to meet the emergency. Mayor, Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE
REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

- 080002 [Settlement of Lawsuit - Daniel Worrell]**
Ordinance authorizing settlement of the lawsuit filed by Daniel Worrell against the City and County of San Francisco for \$585,000; the lawsuit was filed on August 25, 2006 in San Francisco Superior, Case No. 455-569; entitled Daniel Worrell v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 080015 [Settlement of Lawsuit - Francis Kelly et al.]**
Ordinance authorizing the settlement of a lawsuit filed by Francis Kelly et al., acting for themselves and others similarly situated, against the City and County of San Francisco for \$755,000.00 plus accrued interest; the lawsuit was filed on February 25, 2005, in the United States District Court for the Northern District, Case No. C05-1287, entitled Francis Kelly, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 080019 [Implementing the Controller's Whistleblower Program]**
Ordinance amending the Campaign and Governmental Conduct Code by amending Sections 4.100 and 4.115 and adding Sections 4.107 and 4.123 to implement the provisions of Charter Appendix F1.107 for the operation of the Controller's Whistleblower Program, to protect the confidentiality of whistleblowers and the investigation of complaints, and to provide protection from retaliation, and repealing Section 4.125 and adding a new Section 4.125 to prohibit the furnishing of false information in, and require cooperation with, whistleblower investigations conducted by the Controller or any other officer or department. (Controller) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTION

- 080018 [Public Auction]**
Resolution authorizing Tax Collector to sell at public auction certain parcels of tax-defaulted real property. (Treasurer-Tax Collector) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – January 8, 2008

Board Minutes for November 20, 2007, December 4, 2007, and December 11, 2007 approved.

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Inquiring into any plans, either current or contemplated, for the development of that portion of Fulton Street between Larkin St. and Hyde St.

From: Supervisor McGoldrick

To: Budget Analyst (Harvey Rose)

To: Mayor's Budget Director (Nani Coloretti)

Requesting/Inquiring: Requesting the Budget Analyst to give a thorough analysis of the TOTAL budgetary impact of all of the Mayor's staff changes announced on Friday, January 4 (including the eight previous changes), including salary increases/decreases, severance packages etc. Also, please include the approximate 1600 jobs the Mayor has included in the hiring freeze, to see how many of those jobs are actually active and effective, as well as the public safety and health positions affected by the directive.

From: Supervisor Elsbernd

To: Controller

To: Retirement System

Requesting/Inquiring: Requesting the Controller and the Retirement System to analyze the recommendations in the recently issued Public Employee Post-Employment Benefits Commission report and determine which of the relevant recommendations the City has implemented, and which could be implemented.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing the graffiti from mailboxes at the following locations:
Mailboxes

- Northwest corner of Kirkham and 6th Avenue
- Southwest corner of 10th Avenue and Judah
- Northeast corner of 12th Avenue and Judah
- Southwest corner of 17th Avenue and Irving
- Southwest corner of 16th Avenue and Irving
- Northeast corner of 11th Avenue and Irving
- Southeast corner of 19th Avenue and Lincoln
- Southeast corner of 15th Avenue and Lincoln
- Southwest corner of Funston and Lincoln

- Southeast corner of 10th Avenue and Lincoln
 - Southwest corner of Hayes and Laguna
- Garbage Cans

- Northwest corner 18th Avenue and Irving
- Southeast corner of 19th Avenue and Lincoln
- Northeast corner of Scott and Turk

From: Supervisor Mirkarimi

To: District Attorney

Requesting/Inquiring: Requesting the District Attorney to respond to the following questions:

1. Under what conditions does your office prosecute infractions against homeless persons? Does the decision to prosecute depend on whether or not a homeless person has counsel or, if represented, by whom the representation is provided?
2. If the rationale of and justification for specifically prosecuting infractions against homeless is to provide social services, how the District Attorney's office help defendants provide such services or otherwise get housing so that they do not become recidivists?
3. How much does it cost the District Attorney's office to prosecute quality-of-life infraction cases and are these prosecutions acting as a deterrent resulting in a declining number of citations?
4. How do these prosecutions improve public safety?
5. What meetings have you had with the Mayor's Office, or other City departments about this prosecution? Please list the date of each meeting and who was present. Please provide any notes made in these meetings.
6. It has come to my attention that there have been wholesale dismissals of quality of life citations. Please define "wholesale dismissal" During what period was there "wholesale dismissal" of citations given to homeless people? How many tickets were given? When were they dismissed? Why were they dismissed? What is the process by which tickets are dismissed? Has that process or policy of dismissal changed now that Assistant District Attorneys have been assigned to prosecute these cases?
7. How many of the quality of life citations issued since July 2007 were dismissed? How many people were offered and accepted services? What services? Were any of these new services or programs residents would otherwise not have been able to access? Were others denied access as a result of offering services exclusively to Golden Gate Park residents? How many refused services? How many accepted? How many tickets?

8. Was anyone, for any reason, incarcerated as a result of the Golden Gate Park sweeps? What is the current status of those cases? How many were charged? How many have been released?

From: Supervisor Mirkarimi

To: Chief of Police

Requesting/Inquiring: Requesting the Chief of Police to respond to the following questions:

1. How citations for camping have been issued on a monthly basis since July, How many people were offered and accepted services in lieu of receiving a citation? What services were they offered? How many refused services and were cited?
2. Were officers assigned to Golden Gate Park homeless outreach diverted from regular patrols elsewhere? How many? From which assignments were they diverted?
3. Are social workers present when citations are issued? How many people got both a social service referral and a ticket?
4. Are officers other than those trained to do homeless used to interact with homeless people in Golden Gate Park? If so, Why are untrained officers assigned this duty?
5. What is the total cost in police time for the Golden Gate Park sweeps, including overtime?

From: Supervisor Mirkarimi

To: Sheriff

Requesting/Inquiring: Requesting the Sheriff to respond to the following questions:

1. How many people in jail have been identified as mentally ill? How many were homeless when they were brought to the jail?
2. Of the people processed through behavioral health court, how long has each individual been waiting for treatment?
3. What is the ratio of psychiatric staff to mentally ill clients in the jail?
4. What is the screening process for jail psychiatric services staff?
5. What is the current capacity of San Francisco jails? How often are they full or over capacity?

6. Are inmates under the care of psychiatric services released early to alleviate overcrowding?

From: Supervisor Mirkarimi

To: Superior Court

Requesting/Inquiring: Requesting the Superior Court to respond to the following questions:

1. What meetings have court staff had with other city departments regarding infraction citations given to homeless people? Please provide a list of people attending any such meeting, the dates of such meetings, and any handwritten or typed notes, e-mail from such meetings.
2. How many Quality of Life Citations were adjudicated in 2007? How many have been dismissed? Has a practice of 'wholesale dismissal' been used for any of these citations?

From: Supervisor Mirkarimi

To: Director, Department of Public Health

Requesting/Inquiring: Requesting the Department of Public Health to respond to the following questions:

1. From which neighborhoods have HO Team been drawn to conduct the "sweeps" in Golden Gate Park?
2. How many referrals were given? How many of the people who received referrals had additional contact from a HO Team member. Where were people referred?
3. How many supportive housing beds were available?
4. How many treatment beds were available?
5. How long is the wait list for supportive housing beds for the homeless people that want them?
6. How does the HO Team decide which people receive stabilization beds? Where were stabilization beds drawn from? Did this decrease access for non-Golden Gate park HO Team clients?

From: Supervisor Mirkarimi

To: Director, Human Services Agency

Requesting/Inquiring: Requesting the Human Services Agency to respond to the following questions.

1. During the most recent Golden Gate Park sweeps, how many people were offered supportive housing? How many were turned down?
2. How does your agency decide who gets the beds that are available? Is there an income requirement for stabilization beds? If so, what is it?
3. How many people were referred to shelter during the recent Golden Gate Park sweeps? If people from were referred to shelter, were they provided with transportation? If so, what transportation?
4. How are shelter beds accessed? Are there any shelter beds that are not made available to resource centers to give to clients?
5. What is the justification for such stringent access to shelter beds through the resource centers when there are 237 vacancies per day?
6. What was the emergency that required the reopening of 150 Otis the day after it was closed?
7. From how many sites in Golden Gate Park was unattended property was confiscated? How many bags of property were put into storage? Where were they put into storage?
8. From how many sites in Golden Gate Park was attended property confiscated?
9. What notice was given to people whose property was confiscated? Please provide a copy of each notice.
10. How many people are turned away from resource centers without receiving a shelter bed? If this information isn't tracked, why not?

From: Supervisor Mirkarimi

To: Public Defender's Office

Requesting/Inquiring: Requesting the Public Defender's Office to respond to the following questions:

1. Did you represent anyone who was arrested in Golden Gate Park between August 1, 2007 and the present? How many? What is the current status of those cases? How many people are still incarcerated?

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to respond to the following questions:

1. From which neighborhoods have Department of Public Works personnel and equipment been drawn to assist the SFPD in conducting the sweeps and confiscation of property of homeless persons in Golden Gate Park?

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti from the following DPT/MTA property:

Signs

- "No Pedestrian Crossing" sign at the southwest corner of Fell and Gough
- "No Pedestrian Crossing" sign at the southwest corner of 2nd Avenue and Lincoln.
- "Stay to the Right" sign on the eastbound median at Arguello and Lincoln

Parking Meters

- Gough between Grove and Fell
- Fillmore between Post and Geary
- Irving between 17th Avenue and 19th Avenue

Pedestrian Crossing Signal

- All corner of 4th Avenue and Lincoln

Stop Signs

- Northeast corner of Scott and McAllister

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti from parking signs and poles at the following locations:

- Belvedere between 17th Street and Parnassus
- Stanyan between Alma and Parnassus
- Woodland between Parnassus and Willard
- Parnassus between Stanyan and Hillpoint
- 9th Avenue between Kirkham and Lincoln
- 8th Avenue between Kirkham and Judah
- 5th Avenue between Irving and Hugo
- Arguello between Frederick and Parnassus
- Fell between Webster and Divisadero
- Scott between Fell and Golden Gate
- Pierce between O'Farrell and Turk
- Hayes between Pierce and Scott
- Hayes between Webster and Gough
- Speed limit sign at the westbound intersection of 14th Avenue and Lincoln

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of removing graffiti from the following locations:

Light Switch Boxes

- Judah between 12th Avenue and 13th Avenue
- Northwest corner of Judah and Funston
- Southeast corner of Funston and Lincoln
- Northeast corner of Fillmore and Geary

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting the Department of Parking and Traffic to report on the status of repair or replacing damaged residential parking signs:

- 1311 – 14th Avenue (Bent Pole)
- 1261 – 5th Avenue (Replace Parking Signs)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

- Northeast corner of Judah and 9th Avenue (Chronicle)
- Southwest corner of Scott and Hayes (Chronicle)
- Southeast corner of 9th Avenue and Lincoln (Advertiser)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

- Grove Street between Laguna and Gough (Multiple pot holes)
- Intersection of Parnassus and Stanyan
- 850 Judah
- Intersection of California and Steiner

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

- 485 Scott
- 500 Kirkham
- 1400 9th Avenue
- 1407 9th Avenue
- 1414 9th Avenue
- 1211 Arguello

- 921-923 Oak
- 929 Oak
- 349-357 Pierce
- 512-522 Laguna

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of trimming the tree covering the "STOP" sign at the northwest corner of 8th Avenue and Kirkham.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Metal

- Northeast corner of Irving and 15th Avenue
- All poles on Webster between Grove and Fulton
- All poles on Fulton between Fillmore and Webster

Wooden

- 1217 18th Avenue
- Southeast corner of 19th and Lincoln (Box on pole)
- Southwest corner of 14th Avenue and Lincoln and Utility Box next to pole

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

Emergency Boxes

- Northeast corner of Grove and Laguna
- Southeast corner of Funston and Lincoln
- Southeast corner of Frederick and Cole

Fire Hydrant

- Southeast corner of Irving and 18th Avenue

From: Supervisor Mirkarimi

To: Director, Department of Public Works

To: Superintendent, SF Unified School District

Requesting/Inquiring: Requesting the SF Unified School District and the Department of Public Works to report on the following:

- Of removing graffiti from the wall of Ida B. Wells on Fell between Pierce and Steiner.
- Of removing graffiti from the back gate of Jefferson Elementary on 19th Avenue between Judah and Irving.

In Memoriams

Nora Clifford – Supervisor Elsbernd

Allan Lemar Morrison – Supervisor Elsbernd

William M. Duffy – Supervisors Elsbernd and Dufty

Carlos Sousa, Jr. – Entire Board

BOARD of SUPERVISORS



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TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
January 15, 2008

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT

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Introduced by Supervisors or Mayor

Ordinances

- 080089 [Suspending Sections 34.4 and 34.6 of the Healthy Products, Healthy Children Ordinance]
Ordinance amending the San Francisco Health Code by adding Section 34.10, to suspend Sections 34.4 and 34.6 of the Healthy Products, Healthy Children Ordinance. Supervisor Alioto-Pier presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.
- 080090 [Community stabilization and PDR replacement fees and funds]
Draft Ordinance amending the Planning Code to add Sections 319A et seq. to create a community stabilization fund and PDR replacement fund and imposing fees on specified new developments in the Eastern Neighborhoods Area Plans, as defined herein; making a declaration of policy concerning pending residential development projects in the Eastern Neighborhoods Area Plans that are compliant with the current Planning Code; and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 080092 [De-appropriating \$45,612 from Economic and Workforce Development and Appropriating \$45,612 for Special Events Promotion in the Entertainment Commission for Fiscal Year 2007-2008]
Ordinance de-appropriating \$45,612 of Community Based Organization Services from the Department of Economic and Workforce Development, and appropriating \$45,612 for one 0923 Manager II position (0.33 FTE) for special events promotion in the Entertainment Commission for Fiscal Year 2007-2008. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080093 [Zoning - Extending the interim moratorium on institutional uses in the Western SoMa]
Urgency Ordinance approving an extension of interim zoning moratorium to prohibit the establishment of new institutional uses in the Western SoMa Planning Area Special Use District for an additional 22 months and 15 days and making required findings, including findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080094 [Banning use of gas-powered leaf blowers]
Ordinance amending the San Francisco Police Code by adding Section 65, to prohibit the use of gas-powered leaf blowers within the City and County. Supervisor Mirkarimi presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

080095 [Requirements for off-street parking and loading]

Ordinance amending the San Francisco Planning Code by amending Section 151 to reduce the required number of parking spaces for housing for seniors and physically handicapped persons, affordable housing, group housing, SRO units and residential care facilities; amending Section 154 to revise the minimum dimensions for off-street parking spaces, to encourage space-efficient parking and to no longer require independently accessible parking and define independently accessible parking to include parking accessed by automated garages or car elevators and valet parking; amending Section 155 to delete a requirement for independently accessible parking and require parking design to prevent bicycle and transit lane conflicts; amending Section 157 to provide for a demonstration that car-share parking cannot satisfy the need for non-accessory parking as a conditional use; amending Section 167 to provide for optional parking in all new residential buildings or conversions to residential buildings of 10 units or more; amending Section 303(c)(2)(B) to provide for consideration of whether a use seeking a conditional use permit is providing car-share parking; amending Section 790.10 to include a car-share parking space as part of a community residential parking use; amending Section 890.10 to include a car-share parking space as part of a community commercial parking garage use; and adopting findings. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

080096 [Authorizing a gate fee surcharge for alternate fuel vehicles put into service as taxicabs prior to 2011; requiring that all vehicles put into service as taxicabs in 2011 and after be alternate fuel vehicles]

Ordinance amending the San Francisco Police Code by adding Section 1135.3, to authorize a graduated surcharge on the gate fee for new alternate fuel vehicles put into service as San Francisco taxicabs during the next three years, and requiring that all vehicles put into service as San Francisco taxicabs after January 1, 2011 be alternate fuel vehicles. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

080097 [Recreation and Park Department - Geneva Office Building Contract]

Ordinance waiving Administrative Code Sections 6.40 and 6.41 regarding the competitive procurement requirements for professional services relating to a public work project, and authorizing the Recreation and Park Department to enter into a contract for \$1.2 million with a private non-profit organization for the planning and development of the adaptive re-use of the Geneva Office Building as a space for youth and teen arts. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080098 [Appropriating \$55,000,000 of Commercial Paper revenue for Terminal Improvements T2 Boarding Area D renovations at the San Francisco Airport for Fiscal Year 2007-2008]

Ordinance appropriating \$55,000,000 of commercial paper revenues for Renovations to the terminal two boarding area D at the San Francisco Airport for Fiscal Year 2007-2008. (Mayor) Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080099 [Appropriating \$34,896,162 of bond sale proceeds, interest and property rental revenues for improvements and construction of San Francisco Public Library Facilities Fiscal Year 2007-2008]

Ordinance appropriating \$31,065,000 of bond sale proceeds from the 2000 Branch Library Improvement Program Bond – 4th Series, \$3,679,362 in bond interest earned and \$151,800 in rent monies to fund the improvement and construction of the San Francisco Public Library Facilities for Fiscal year 2007-08. Place Controller's Reserve on \$31,065,000 of the bond sale proceeds pending sale of the bond. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080100 [Requiring Lighting Efficiency Measures in Commercial and City Buildings]

Ordinance amending the 2007 San Francisco Building Code by adding a new Chapter _____ to require commercial buildings to install more efficient fluorescent lighting or other lighting efficiency measures by 2009, to make findings in accordance with California Health and Safety Code Section 17958.7.7 as to the local climatic, topological and geological reasons for amending the State Building Code; amending Section 705 of the Environment Code to require City-owned facilities to comply with the same lighting efficiency measures; and to make environmental findings. Mayor presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

Resolutions

080091 [Treasure Island Affordable Housing]

Resolution encouraging the Treasure Island Community Development, LLC and the Treasure Island Development Authority to include 50% affordable housing in the Disposition and Development Agreement for the Former Naval Station Treasure Island. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

- 080101 [Western Addition Branch Library reopening]**
Resolution commemorating the grand re-opening of the Western Addition Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to San Francisco and its residents. Supervisor Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080102 [Opposing the "California Property Owners and Farmland Protection Act"]**
Resolution opposing the "California Property Owners and Farmland Protection Act" as exacerbating the housing crisis in San Francisco, undermining the City's efforts to rebuild the water delivery system, and restricting the City's ability to fight global warming and enforce sensible land use policies. Supervisors Sandoval, Peskin, McGoldrick, Mirkarimi, Maxwell, Daly, Duffy, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080103 [New Ingleside Branch Library groundbreaking]**
Resolution recognizing the groundbreaking ceremony for the new Ingleside Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to San Francisco and its residents. Supervisors Elsbernd, Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080104 [Appointment - Urban Counties Caucus]**
Resolution appointing Supervisor Carmen Chu, term ending December 31, 2008 to the Urban Counties Caucus. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080105 [Appointment - California State Association of Counties]**
Resolution appointing Supervisor Carmen Chu, term ending November 28, 2008, as a member to the California State Association of Counties Board of Directors. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080106 [Commending Steve McAdam]**
Resolution commending Steve McAdam. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080107 [Supporting an application for federal funding to evaluate the use of Maglev in San Francisco]**
Resolution supporting an application for federal funding to evaluate the use of Maglev in San Francisco. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080112 [National Wear Red Day - February 1, 2008]**
Resolution declaring February 1, 2008 as National Wear Red Day in San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Hearings

- 080087 [Establishing a Full Service Post Office in the Tenderloin Neighborhood]**
Hearing to discuss the benefits and process for establishing a full service post office at Hyde Street and Golden Gate Avenue. On the corner of northwest corner of Hyde Street and Golden Gate Avenue sits a general delivery post office. What would the process be for converting this station into a full service station? What would the impacts of a full service post office on the neighborhood in terms of enhanced safety, small business development and overall neighborhood feel? Supervisor Daly presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080088 [DPH Report on Drug-Resistant USA300 Strain of Staph Infection]**
Hearing on the growing incidence of infection by a drug-resistant strain of the staphylococcus bacteria called "USA300." Report from Department of Public Health and San Francisco General Hospital on current epidemiology of the strain, as well as any plans to incorporate this information into San Francisco's prevention and treatment modules targeted to gay men and/or others. Supervisors Duffy, Ammiano, Maxwell, Alioto-Pier presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080108 [Solar Energy Incentive Program]

Hearing to consider the proposed initiative Ordinance to be submitted by the Mayor to the voters at the June 3, 2008 election entitled "Ordinance amending the Environment Code by adding Chapter 18 creating a Solar Energy Incentive Program; establishing limits on the incentive payments; providing eligibility criteria for the incentive payments; establishing limits on the amount of assistance available; allocating program funding among types of buildings; and imposing duties and responsibilities on the program administrator". Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

080109 [Prohibition on accepting campaign contributions from contractors doing business with the City]

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the June 3, 2008 election entitled "Ordinance amending Chapter 1 of Article I of the Campaign and Governmental Conduct Code by amending section 1.126 to prohibit elected officials and their controlled committees from soliciting or accepting contributions from certain City contractors". Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

080110 [Prohibition on making, soliciting or accepting campaign contributions from persons with conditional use or California Environmental Quality Act appeals at the Board of Supervisors for projects worth \$10 million or more]

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the June 3, 2008 election entitled "Ordinance amending Chapter 1 of Article I of the Campaign and Governmental Conduct Code by adding section 1.127 to prohibit making, soliciting or accepting contributions to members of the Board of Supervisors, candidates for the Board of Supervisors, and their controlled committees from any party with a conditional use or California Environmental Quality Act appeal pending at the Board of Supervisors and for six months following the conclusion of the appeal if the cost of the project is \$10 million or more". Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

080111 [Incentives for Family-sized Affordable Housing Units]

Hearing to consider the proposed initiative ordinance to be submitted by four or more Supervisors to the voters at the June 3, 2008 election entitled "Ordinance amending the Residential Inclusionary Affordable Housing Program, including Planning Code Section 315.9 to allow for density bonuses to project applicants who develop on-site, affordable family-sized units as defined herein as part of their inclusionary housing requirements; and the addition of Planning Code Section 315.10 regarding severability". Supervisors Duffy, Maxwell, Mirkarimi, Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

080054 [Settlement of Lawsuits and Claims]

Ordinance authorizing settlement of claims made by Plaintiffs Kurt Bruneman, Tom Feledy, Narda Gillespie, Michael Hughes, Gregory Mar, Donna Meixner, Mark Osuna, Frederick Schiff, Mark Sullivan, Dennis Quinn, Donald Woolard, Michael Zurcher in a multi-party action against the City and County of San Francisco for \$1,600,000.00, and City to credit Mark Sullivan with 125.5 compensation time hours; the three lawsuits for the above-mentioned plaintiffs were all filed in the United States District Court, Northern District, Case No. C03-4345 (filed on January 16, 2003 and entitled Frederick Schiff v. City and County of San Francisco, et al.), Case No. C04-2261 (filed on June 8, 2004 and entitled Narda Gillespie, et al. v. City and County of San Francisco, et al.), Case No. C04-2262 (filed on June 8, 2004 and entitled Mark Osuna v. City and County of San Francisco, et al.). (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

080055 [Settlement of Lawsuit - Teresa Yeung]

Resolution authorizing the settlement of a lawsuit filed by Teresa Yeung, against the City and County of San Francisco for \$87,500.00; the lawsuit was filed on July 23, 2007, in San Francisco Superior Court, Case No. 07-465400, entitled Teresa Yeung v. City and County of San Francisco.. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

080051 [Emergency contract to design and install permanent high voltage electrical distribution system at San Francisco General Hospital]

Resolution approving an emergency public work contract under San Francisco Administrative Code section 6.60, to install a new, permanent high voltage electrical distribution system at San Francisco General Hospital. (Public Works Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

080052 [Airport Lease and Operating Agreement]

Resolution approving the exercise of the second of five one-year options to extend the term of Smarte Carte, Inc.'s Luggage Cart Lease and Operating Agreement No. 01-0343. (Airport Commission) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

080053 [Airport Concession Lease]

Resolution approving the Boarding Area "F" Candy Store and Kiosks Lease between Pacific Gateway Concessions, LLC., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

080056 [Approving a modified term in excess of ten years for Consultant Contract ENEN99000032-01 with TRC-Imbsen & Associates, for services related to the Fourth Street Bridge]

Resolution approving a modified term in excess of ten years for Consultant Contract ENEN99000032-01 with TRC-Imbsen for design professional services related to the Fourth Street Bridge Seismic Retrofit and Rehabilitation project, under Charter Section 9.118(b). (Public Works Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – January 15, 2008

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting that the Department of Parking and Traffic report on the status of removing graffiti from parking signs and poles at the following locations:

- Baker between Geary and California
- Sutter between Divisadero and Lyon
- Sutter between Fillmore and Steiner
- Scott between California and Bush
- Bush between Divisadero and Gough
- Pine between Gough and Divisadero
- Pierce between Post and Bush
- Wilmont between Steiner and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting that the Department of Parking and Traffic report on the status of removing graffiti from the following DPT/MTA property:
Signs

"One-Way" sign at the northeast corner of Wilmont and Steiner

Parking Meters

Between Bush and Divisadero

Pedestrian Crossing Signal

All corners of Bush and Broderick

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing the graffiti from mailboxes and garbage cans at the following locations:

Mailboxes

Northeast corner of Waller and Divisadero

Northeast corner of Divisadero and O'Farrell

Southeast corner of Sutter and Divisadero

Northeast corner of Broderick and Bush

Northwest corner of Fillmore and Sutter

Garbage Cans:

Northeast corner of Baker and Sutter

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the public property located at the following locations:

Emergency Boxes

Southeast corner of Divisadero and Eddy
Southeast corner of Bush and Broderick

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the utility poles at the following locations:

Metal

Northeast corner of Sutter and Steiner
All poles on Steiner between Pierce and Bush
All poles on Divisadero between Page and Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

-600 Divisadero
-2401 Post

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of repairing potholes at the following locations:

-Intersection of Steiner and Bush (east crosswalk)
-Intersection of Geary and Divisadero (more on the north side of intersection)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newstands at the following locations:

Guardian

Southwest corner of Geary and Divisadero

SF Daily

Southeast corner of Divisadero and Bush

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Light Switch Boxes

Southeast corner of Divisadero and Turk
Northeast corner of Baker and Post

Phone Switch Boxes

Northeast corner of Broderick and Post
Southeast corner of Broderick and Bush
1750 Bush
Northeast corner of Bush and Broderick

From: Supervisor Ammiano

To: Director, Mayor's Office of Criminal Justice

To: Director, Mayor's Budget Office

To: Chief, San Francisco Police Department

Requesting/Inquiring: Though it may not be the best formula, the City allocates crime-fighting resources based on body counts. The Mission's homicide rate increased in 2007 over 2006, and in the first 2 weeks of 2008, there have been multiple murders and many more people have been hospitalized with gunshot and stab wounds.

I want confirmation from the administration that significantly increased resources will be brought to bear in the Mission to combat the violence that is taking the lives of our young men and women, and generally wreaking havoc in our community. The current wave of violence is more that demonstrative of the need.

I want to know what the status of installing shot-spotter technology in the Mission is, and I want a date certain timeline for the deployment and utilization of this technology.

Additionally, I want to know how the administration will increase resources for violence prevention in what seems to be a lean budget year.

Given that violence has been and is still on the rise in the Mission, what has the City's law enforcement community identified as the shortcomings of our current violence/crime prevention model, and to what degree is the City looking to our municipalities who have had greater success?

When can the Supervisors of the City's districts most effected by violence have a full accounting of what in our current approach is broken, and how the City will go about fixing it?

In Memoriams

Terrell Rogers – Entire Board

Jacob Herrera – Supervisor Ammiano

Brian McElhatton – Supervisor Daly

Deputy Ernest Smith – Supervisor Elsbernd

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**Legislation Introduced
Including All Off-Calendar Items
January 29, 2008**

OFF-AGENDA LEGISLATION

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Ordinances

- 080156 [Zoning - Prohibition on specified educational services in Western SoMa]**
Ordinance amending the Planning Code by amending Section 823 to prohibit educational institutions as defined in Section 890.50(c) in the Western SoMa Planning Area Special Use District; and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 080157 [Zoning - Educational services and institutional uses, Mixed Use Districts and NCDs]**
Ordinance amending the Planning Code by amending Sections 102.2 to exclude specified accredited educational institutions from the definition of arts activities; amending Section 790.50 and 890.50 to clarify that certain institutions, including accredited educational institutions, in the Neighborhood Commercial Districts and Mixed Use Districts are required to comply with applicable provisions of the institutional master plans as set forth in Section 304.5; and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 080160 [Prohibition on accepting campaign contributions from contractors doing business with the City]**
Ordinance amending Chapter 1 of Article I of the Campaign and Governmental Conduct Code by amending sections 1.104 and 1.126 to expand the definition of controlled committees to encompass elected officials who raise \$10,000 or more in contributions for the committee and to prohibit elected officials and their controlled committees from soliciting or accepting contributions from certain City contractors. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 080161 [Prohibition on making, soliciting, or accepting campaign contributions from persons with land use matters before a decision-making body]**
Ordinance amending Chapter 1 of Article I of the Campaign and Governmental Conduct Code by amending section 1.104 and adding section 1.127 to prohibit making, soliciting or accepting contributions to members of the Board of Supervisors, candidates for the Board of Supervisors, the Mayor, candidates for Mayor and their controlled committees from any person with a land use matter before a Board or Commission. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 080162 [Disclosure of lobbying by campaign consultants]**
Ordinance amending Chapter 1 of Article II of the Campaign and Governmental Conduct Code by amending section 2.117 to require campaign consultants to disclose lobbying contacts with any officer of the City and County. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Resolutions

080150 [Approving Amendment to Paratransit Broker Agreement with ATM/Vancom]

Resolution approving Amendment No. 7 to Agreement between the City and County of San Francisco and ATC/Vancom, Inc., to extend the current contract for two years, through March 31, 2010; to augment the scope of work to implement the new debit card program; to lease up to 40 new vans to the Paratransit Broker for use in the Paratransit Program; and to increase the contract amount by \$33,803,476, for a total contract amount not to exceed \$191,825,015. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080151 [Accept-Expend Regional Grant - Airport Commission]

Resolution authorizing the Airport Commission to accept and expend two (2) grants totaling \$298,000 from the Bay Area Air Quality Management District (Air District) for acquisition of clean air vehicles by Airport transportation operators. Supervisor Chu presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080152 [Condemning Drug Enforcement Agency Actions Against Property Owners Leasing Space to Medical Cannabis Dispensaries]

Resolution reaffirming that the City and County of San Francisco is a sanctuary for medical cannabis, an integral component of which are property owners who, pursuant to City regulations, lease space to authorized Medical Cannabis Dispensaries ("MCD"s) that provide needed services to qualified medical cannabis patients and their caregivers, and that the City vehemently condemns the Drug Enforcement Agency (DEA) for issuing sensational letters to these property owners threatening asset forfeiture and imprisonment. Supervisors Daly, McGoldrick, Mirkarimi presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080154 [Accept-Expend Federal Grant - Airport Commission]

Resolution authorizing the Airport Commission to accept and expend funding in a total amount of \$849,126 from the Transportation Security Administration ("TSA") for the Airport K-9 Explosives Detection Team Program. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Public Safety Committee.

080155 [Extending the term of service for the Power Plant Task Force]

Resolution to extend the expiration date of the Power Plant Task Force from June 1, 2007 to December 31, 2009. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Rules Committee.

080158 [Apply for Grants from a State Agency - Department of the Environment]

Resolution authorizing the Department of the Environment to apply for a grant of up to \$200,000 from the California Energy Commission for the purpose of studying the feasibility of the use of Geothermal Heat Pumps as a source of renewable energy for the City of San Francisco. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080159 [Issuance and Sale of Tax-Exempt Bonds - Lycée Français Lapérouse]

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$2,000,000 to finance the acquisition, construction, improvement and/or equipping of facilities owned by Lycée Français Lapérouse or an affiliate and certain other matters relating thereto. Supervisor Chu presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080163 [Urging the Mayor to Return Transit Funding to the Municipal Transportation Agency]

Resolution urging Mayor Gavin Newsom to return to the Municipal Transportation Agency positions and funds that are not directly related to the operations of the Agency. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080165 [Appointment- Peninsula Corridor Joint Powers Board]

Motion appointing Supervisor Sean S. Elsbernd to the Peninsula Corridor Joint Powers Board. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

- 080166 [Authorizing the execution and delivery of certificates of participation to finance the acquisition, demolition, improvement, installation, equipping, rehabilitation, construction and/or reconstruction of an office building located at 525 Golden Gate Ave]**
Resolution authorizing the execution and delivery of certificates of participation to finance the acquisition, demolition, improvement, installation, equipping, rehabilitation, construction and/or reconstruction of an office building and related property located at 525 Golden Gate Avenue; approving the form of a trust agreement between the City and County of San Francisco (the "City") and a trustee (including certain indemnities contained therein); authorizing the selection of a trustee; approving the form of a property lease between the City and a trustee relating to 525 Golden Gate Avenue; approving the form of a project lease between the City and a trustee (including certain indemnities contained therein); approving the form of a Memorandum of Understanding between the San Francisco Public Utilities Commission and the City; approving the form of an official notice of sale and notice of intention to sell for the certificates of participation; approving the form of an official statement in preliminary and final form; approving the form of a continuing disclosure certificate; adopting environmental findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code Chapter 31 and findings pursuant to the City Planning Code Section 101.1; and ratifying previous actions taken in connection therewith. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080167 [Approval of Amendment No. 4 to architectural design agreement for the new Public Utilities Commission administration building located at 525 Golden Gate Avenue, San Francisco]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Amendment No. 4 to architectural design agreement for the new San Francisco Public Utilities Commission administration building project located at 525 Golden Gate Avenue to increase the contract value by \$7,090,000 to bring the total contract value to \$11,550,000, and extend the contract duration by 26 months for a total duration of 44 months. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080171 [Commending Jean Shelton]**
Resolution proclaiming February 13, 2008 as Jean Shelton Day in San Francisco. Supervisor Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080172 [Accept and expend gift in the amount of \$15,000]**
Resolution accepting and expending a gift in the amount of \$15,000 from Visa America to the Recreation and Park Department to support and expand the Recreation and Park Department's volleyball program and provide scholarships for San Francisco youth to participate. Supervisor Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080173 [Accept-Expend Federal Grant - Office of the Chief Medical Examiner]**
Resolution authorizing the Office of the Chief Medical Examiner to accept and expend a grant in the amount of \$95,000 from the Paul Coverdell Forensic Science Improvement Grants Program of the Department of Justice. Supervisors Elsbernd, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080174 [Urging MTA to approve temporary "Street Closure to Vehicular Traffic" on O'Farrell Street between Steiner and Fillmore for Farmers' Market]**
Resolution urging the Municipal Transportation Authority to enact temporary "Street Closure to Vehicular Traffic" regulations on O'Farrell Street between Steiner Street and Fillmore Street from 7 A.M. to 2 P.M. on every Saturday between April 26, 2008 and November 22, 2008. Supervisor Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080175 [Peace Corps Week - February 25 - March 3, 2008]**
Resolution proclaiming February 25 – March 3, 2008 as Peace Corps Week in San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080176 [Dr. Philip R. Day, Jr. Day - February 7, 2008]**
Resolution proclaiming February 7, 2008 to be Dr. Philip R. Day, Jr. Day in San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080177 [Opposing Propositions 94, 95, 96, and 97]

Resolution opposing Propositions 94, 95, 96, and 97 on the February 5th General Election. Supervisors Peskin, Ammiano, Daly, Mirkarimi, Sandoval, McGoldrick, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

080142 [Rainy Day Reserve Fund]

Hearing on the Rainy Day Reserve Fund as it relates to projected SFUSD budget shortfall. Supervisors Ammiano, Dufty presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

080143 [Public Education Fund (Proposition H)]

Hearing to consider the Public Education Fund planning process, including an update of the Public Education Fund 2008-09 proposal, as submitted to the city by the Board of Education. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

080144 [Impact of Proposed Statewide Budget Cuts]

Hearing to consider the impact of the proposed 10% cut in state education funding on the San Francisco Unified School District. The hearing will discuss what programs may face decreases in funding as well as possible alternate funding sources. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

080145 [Employment Violations, Racial Harassment and Discrimination at Bayview/Hunters Point Construction Site]

Hearing to consider charges of employment violations, racial harassment and discrimination related to City and State funded housing development in Bayview/Hunter's Point, developed by the Apartment Investment Management Company (AIMCO) and its general contractor, Fortney and Weingendt. Supervisor Daly presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080146 [Status of the Environmental Impact Report for San Francisco General Hospital]

Hearing to consider the status of the Environmental Impact Report in preparation for the San Francisco General Hospital Rebuild. Supervisor Daly presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080147 [Latin Clinic at Tom Waddell Health Center]

Hearing to consider cuts to the Latin Clinic at Tom Waddell Health Center and will explore the following questions: What is the rationale behind these cuts? What are the changes in levels of Spanish speaking to English speaking staff at the Health Center? How have Spanish speaking staff been moved around within the Health Center? What is the impact of these changes on the well being on Latino patients? How do the cuts to the Latin Clinic compare with other Primary Care Clinics within Tom Waddell Health Center? Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080148 [Initial Reporting on the Slavery Era Disclosure Ordinance]

Hearing on the City Administrator's initial report on the Slavery Era Disclosure Ordinance. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Rules Committee.

Motions

080149 [Legislative Analyst Request for Best Zoo Practices]

Motion requesting the Legislative Analyst to draft a report analyzing the different types of zoos in the world and discuss some of the best practices in terms of animal well being (health, living space, etc), education and species conservation efforts. Also, compare the San Francisco Zoo in terms of the above best practices. Supervisor McGoldrick presented. ASSIGNED to Board of Supervisors.

- 080169** [Suspension of Rule 6.13 regarding use of Legislative Chamber]
 Motion suspending Rule 6.13 of the Rules of Order of the Board of Supervisors that limits the use of the Legislative Chamber to governmental purposes in order to permit filming activity by Milk, LLC and Groundswell Productions in the Chamber during a three-day period: February 28, February 29 and March 1, 2008. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080170** [Access to Board of Supervisors Chamber]
 Motion directing the Clerk of the Board of Supervisors to negotiate with Milk, LLC and Groundswell Productions for the terms of access and use of the Board of Supervisors Chamber for set up and pre-lighting, filming, and clean-up (collectively "Filming Activity"), directing the Clerk of the Board to consult with the Executive Director of the Film Commission in ensuring that the terms of the Use Agreement between the City and Groundswell Productions are consistent with the City's general practices with respect to filming on City property and that such Use Agreement includes any additional provisions necessary to ensure proper treatment and protection of the Board of Supervisors Chamber, establishing that such filming activity by Groundswell Productions shall not interfere with the business of the Board of Supervisors, and mandating that Groundswell Productions' activity shall be subject to the special guidelines for use of the Board of Supervisors Chamber developed by the Clerk of the Board of Supervisors, in consultation with the City Architect, the Executive Director of the Film Commission and the City Attorney. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 080062** [Regulating the permitted locations of new liquor stores and their conditions of operation]
 Motion ordering submitted to the voters an Ordinance authorizing amendment of the Planning Code by adding Section 226.5 to impose a distance requirement of 1,000 feet or more between new off-sale liquor stores and existing liquor stores, schools, public libraries and recreation centers and establishing conditions for operation of liquor stores at an election to be held on June 3, 2008. Supervisors Sandoval, Alioto-Pier presented. SUBSTITUTED.

PROPOSED ORDINANCES

- 080120** [Settlement of City's Lawsuit Against Sempra Energy, Sempra Energy Trading Corp., Southern California Gas Co. and San Diego Gas and Electric Co.]
 Ordinance authorizing partial settlement of the lawsuit filed by the City and County of San Francisco against defendant Sempra Energy and other companies; the lawsuit entitled City and County of San Francisco v. Sempra Energy, et al. (JCCP No. 4221-00023) was filed on June 8, 2004, and has been coordinated as Natural Gas Anti-Trust Cases I, II, III & IV in the Superior Court of the State of California for the County of San Diego (JCCP Nos. 4221, 4224, 4226, and 4228); the settlement provides approximately \$1,000,000 to the City from defendants Sempra Energy, Sempra Energy Trading Corp., Southern California Gas Co. and San Diego Gas and Electric Co. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 080123** [Settlement of lawsuit and appropriating a portion of the proceeds]
 Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco, against Election Systems and Software, Inc., on November 20, 2007 in San Francisco Superior Court, Case No. CGC 07-469371, entitled City and County of San Francisco, et al. v. Election Systems & Software, Inc, and appropriating \$1,130,000.00 of the proceeds to the Department of Elections. (City Attorney). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080125** [Jurisdictional Property Transfer - Portions of Sue Bierman Park at Washington and Clay Streets (Block 0203, Lot 014)]
 Ordinance transferring jurisdiction of reserved portions of Sue Bierman Park located at Washington and Clay Streets (Block 203, Lot 014) from the Department of Public Works to the Recreation and Park Department; and adopting findings that the transfer is consistent with the General Plan and Section 101.1 of the Planning Code. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080126** [Planning Code-Amending Article 11 Designation of 545-547 Mission Street]
 Draft ordinance amending the designation of 545-547 Mission Street (Assessor's Block 3721, Lot 082) from Category V (Unrated) to Category III (Contributory) under Planning Code Article 11; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings.. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

080078 [Airport Concession Lease]

Resolution approving Amendment No. 3 to the Clear Channel Outdoor, Inc. Lease Agreement for the Airport Advertising Program at San Francisco International Airport Lease No. 00-0408 between Clear Channel Outdoor, Inc. dba Clear Channel Airports and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

080079 [Airport Environmental Review]

Resolution adopting CEQA Findings Related to the Terminal 2/ Boarding Area D Renovation Project at San Francisco International Airport. (Airport Commission) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080121 [Lease of Real Property - 1390 Market Street]

Resolution authorizing the exercise of a five-year option to extend the lease of approximately 25,939 square feet of space at 1390 Market Street for the Department of Public Health. (Real Estate Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

080122 [Approval of Mental Health Services Act (MHSA) Agreement and authorization to designate the Director of Community Behavioral Health Services (CBHS) to sign said agreement]

Resolution approving the Mental Health Services Act Contract No. 07-77338-000, incorporating Community Program Planning Funds in FY04-05 and Community Services and Supports Funds for Fiscal Years 05-08, with the Department of Mental Health for \$18,922,386 and authorizing the San Francisco Department of Public Health (SFDPH) - CBHS Director to sign said agreement and any and all amendments in the future, including increases to add other components of MHSA. (Public Health Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

080124 [Department of Elections amendment to current voting systems contract with Sequoia Voting Systems, Inc.]

Resolution approving an amendment to the existing contract between the City and County of San Francisco, through its Department of Elections, and Sequoia Voting Systems, Inc., to pay Sequoia \$1,130,000 rather than transfer to Sequoia the City's AutoMARK ballot marking devices, in connection with a settlement of litigation by the City against Elections System & Software involving those devices. (Elections Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – January 29, 2008

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

- 1675 Fulton
- 1689-99 Fulton
- 1799 Fulton
- 2000 McAllister
- 750 Central (sidegate of property)
- 1835 Ellis
- 500 Baker
- 550-552 Octavia
- 539 Octavia
- 440 Ivy

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

- Southwest corner of Divisadero and Oak
- Southeast corner of Fulton and Lyon

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

Mailboxes

- Southeast corner of McAllister and Pierce
- Northwest corner of Scott and Turk

Garbage Cans

- Southwest corner of Broderick and Golden Gate
- Southwest corner of Grove and Gough

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

Emergency Boxes

- Northeast corner of Fulton and Lyon
- Southwest corner of Oak and Steiner
- Northwest corner of Pierce and Ellis
- Northwest corner of Turk and Central
- Southeast corner of Golden Gate and McAllister
- Northeast corner of Golden Gate and Broderick
- Curbside
- Northwest corner of Golden Gate and Broderick

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the metal utility poles at the following locations:

- Northeast corner of Fillmore and Eddy
- Southwest corner Central and McAllister
- All poles at the intersection of Pierce and Golden Gate
- All poles at the intersection of Turk and Broderick
- Various poles on Turk between Divisadero and Broderick
- Near 1718 Golden Gate

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Phone Switch Boxes

- Northeast corner of Fulton and Broderick
- Southeast corner of McAllister and Broderick
- Southwest corner of Golden Gate and Lyon
- Northeast corner of Oak and Steiner
- Northeast corner of Oak and Lyon

From: Supervisor Mirkarimi

To: Director, Redevelopment Agency

Requesting/Inquiring: Requesting the San Francisco Redevelopment Agency to report on the status of removing graffiti from the following locations:

- Property at northeast corner of Scott and Eddy
- 1345 Turk Street

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: Supervisor McGoldrick, in order to comply with the declaration of policy adopted by voters in November 2007, requests the City Attorney to draft legislation that would require property owners to remove illegal wheat paste posters within 72 hours of notice and increase penalties (through

finer among other things) levied on violators and repeat violators. Additionally, the Supervisor requests the City Attorney draft legislation authorizing the Department of Public Works to immediately abate the illegal wheat pasted blight if compliance is not met in 72 hours, charge the costs to the property owner and escalate penalties against the property owner in terms of fees, fines, costs of abatement and possible permit withdrawing/withholding case by case.

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation to amend the administrative code to reflect Prop K which passed in November 2007.

From: Supervisor Sandoval

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Inquiring into the feasibility of installing a 4-way stop sign to stop traffic at the intersection of Naglee Avenue and Huron Avenue and further requesting that the Department of Parking and Traffic submit to Supervisor Sandoval's office, in writing, information on the number of accidents that have taken place at this intersection in the past three years.

From: Supervisor Daly

To: City Attorney

Requesting/Inquiring: Please draft legislation to require lobbyists registered with the San Francisco Ethics Department to wear badges identifying themselves as lobbyists when they conduct business at City Hall.

In Memoriams

Jerry De Jong – Supervisor Duffy

David John Creasey – Supervisor Alioto-Pier

Ernest F. Smith – Supervisor Maxwell

Reuben Smith – Supervisor Maxwell

Eleanor Valmore Ned – Supervisor Maxwell

Mary Lucille Bassett – Supervisor Mirkarimi

Rose Lou "Randi" Randolph – Supervisor Elsbernd

Stanley Melvin Friedman – Supervisor Elsbernd

Fjalar Viking Gullmes – Supervisors Elsbernd and Chu

Lenius "Linus" Black – Entire Board

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

**Legislation Introduced
Including All Off-Calendar Items
February 5, 2008**

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

FEB 08 2008

SAN FRANCISCO
PUBLIC LIBRARY

Introduced by Supervisors or Mayor

- 080189 [Landmark Designation of 451 Jersey Street (Carnegie Noe Valley/Sally Brunn Branch Library)]**
Ordinance designating 451 Jersey Street, the Carnegie Noe Valley/Sally Brunn Branch Library, (Assessor's Block Number 6539, Lot Number 034), as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080193 [Appropriating \$2,263,846 of General Fund Reserve for Indigent Defense Expenses in the Superior Court for Fiscal Year 2007-2008]**
Ordinance appropriating \$2,263,846 of General Fund Reserve to fund unanticipated increased costs of indigent defense expenses associated with People v. Bell as well as adult criminal and juvenile delinquency cases in the Superior Court of California for Fiscal Year 2007-2008. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080196 [Appropriating \$246,000 of General Fund Reserve to the Human Resources Department to fund the Workers Compensation Clinic at San Francisco General Hospital]**
Ordinance appropriating \$246,000 from the General Fund Reserve to the Human Resources Department to fund the Workers Compensation Clinic at San Francisco General Hospital for Fiscal Year 2007-2008. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

Resolutions

- 080188 [Hiring of Recreation Directors]**
Resolution urging the Mayor to reinstate hiring of all vacant Recreation Director positions. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080190 [Approval of Amendment to Security Guard Services Contract]**
Resolution Approving Amendment to Armed and Unarmed Security Services Contract for Municipal Railway Revenue and Cost Accounting Divisions. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080191 [Mortgage Revenue Bonds]

Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocations Committee ("CDLAC") to permit the issuance of qualified mortgage revenue bonds in an aggregate principal amount not to exceed \$12,000,000 for 850 Broderick Street (Zygmunt Arendt House); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$60,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$12,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein). Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080192 [Lease Disposition and Development Agreement and Lease for Property Located at 850 Broderick Street]

Resolution approving and authorizing the Mayor's Office of Housing to enter into a lease disposition and development agreement for a long term ground lease with Arendt House, L.P., a California Limited Partnership, for the development and operation of affordable housing and associated uses on certain real property located at 850 Broderick Street and authorizing the Director of Property to enter into the lease. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080194 [Reallocating state grant funds for capital projects in Golden Gate Park]

Resolution authorizing reallocation of \$11,928,060 in Proposition 40 grant funds among 14 capital projects in Golden Gate Park, and, if necessary, among five alternative projects. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080197 [Supporting Assemblyman Mark Leno's efforts to establish a State Holiday on Harvey Milk's Birthday]

Resolution supporting Assemblyman Leno's efforts to establish a non-fiscal State Holiday on Harvey Milk's Birthday, May 22. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080198 [Condemning Drug Enforcement Agency Actions Against Property Owners Leasing Space to Medical Cannabis Dispensaries]

Resolution reaffirming that the City and County of San Francisco is a sanctuary for medical cannabis, an integral component of which are property owners who, pursuant to City regulations, lease space to authorized Medical Cannabis Dispensaries ("MCD's") that provide needed services to qualified medical cannabis patients and their caregivers, and that the City vehemently condemns the Drug Enforcement Agency (DEA) for issuing sensational letters to these property owners threatening asset forfeiture and imprisonment. Supervisors Daly, McGoldrick, Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080199 [Accept-Expend Grant - Public Defender]

Resolution authorizing the Office of the Public Defender to accept and expend a grant in the amount of \$25,000 from The San Francisco Foundation for a senior clerk position and consulting services to support the implementation of the Safe Communities Reentry Council's strategic plan. Supervisor Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080200 [Requesting traffic calming and pedestrian and bicyclist safety improvements on Masonic Avenue from Geary Avenue to Haight Street]

Resolution requesting the Municipal Transportation Agency to work with other city agencies to develop a timeline and funding plan for a comprehensive planning process on Masonic Avenue from Geary Boulevard to Haight Street including traffic calming and pedestrian and bicycle safety improvements. Supervisors Mirkarimi, McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 080201 [Extending Deadline for the Annual Report on Community Safety Cameras]**
Resolution approving an extension on the deadline for the annual report to the Board of Supervisors on all community safety cameras located in the City and County of San Francisco from January 17, 2008 to March 20, 2008, one year from the date of installation of the cameras. Supervisor Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080202 [Policy regarding bay infill at San Francisco International Airport]**
Resolution establishing policy on bay infill for runway expansion at San Francisco International Airport. Supervisors Peskin, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080203 [Issuance and Sale of Revenue Bonds - Aspen South Hills]**
Resolution approving the issuance and sale of tax-exempt bonds by the Association of Bay Area Governments in an aggregate principal amount not to exceed \$4,500,000 for financing the acquisition and rehabilitation of Aspen South Hills, subject to the policies for such approvals adopted by the Board of Supervisors in Ordinance No. 36-07. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080204 [Grand Jury Awareness Month]**
Resolution declaring February 2008 as Civil Grand Jury Awareness month in San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080205 [Accept and expend gift in the amount of \$25,000 - Recreation and Park Department]**
Resolution accepting and expending a gift-in-place, valued at up to \$25,000 from the United States Tennis Association to the Recreation and Park Department to initiate funding for the planning for the renovation of the Golden Gate Park Tennis Center in Golden Gate Park. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080206 [Gift to the Recreation and Park Department - \$16,000]**
Resolution accepting and expending a gift of \$16,000 from the Friends of Noe Courts via the Parks Trust to the Recreation and Park Department for the play area at Noe Valley Tennis Courts. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests For Hearing

- 080185 [Laguna Honda Hospital early census reduction and closure of Clarendon Hall]**
Hearing on Laguna Honda Hospital early census reduction and closure of Clarendon Hall. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080186 [Implementation by the Municipal Transportation Agency of traffic signal phase improvements at the Fell/Masonic intersection]**
Hearing request regarding status of implementation by the Municipal Transportation Agency of traffic signal phase improvements at the Fell/Masonic intersection as requested in Board Resolution No. 388-07. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080187 [Controller's 6-Month Budget Status Report for FY 2007-08]**
Hearing on the Controller's 6-Month Budget Status Report for FY 2007-08. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080209 [FY 2008-09 Draft Budget for the Board of Supervisors]**
Hearing on the Draft FY 2008-09 Board of Supervisors Budget. (Clerk of the Board) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Motions

080195 [Extending the Joint City and School District Committee for one year]

Motion amending Rule 5.7 of the Board of Supervisors' Rules of Order to extend the term of the Joint City and School District Select Committee for one year. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

080207 [Appointment, Municipal Transportation Agency Board - Bruce Oka]

Motion confirming the appointment of Bruce Oka to the Municipal Transportation Agency Board of Directors, term ending March 1, 2012. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

080208 [Appointment, Municipal Transportation Agency Board - Malcolm Heinicke]

Motion confirming the appointment of Malcolm Heinicke to the Municipal Transportation Agency Board of Directors, term ending March 1, 2012. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

080135 [Settlement of Lawsuit - Mark Chambers]

Ordinance authorizing settlement of the class action lawsuit filed by Mark Chambers, et al. against the City and County of San Francisco on October 11, 2006 in the United States District Court for the Northern District of California, Case No. C06-06346 WHA, entitled, Chambers et al. v. City and County of San Francisco. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

080136 [Approving Settlement with the California Independent System Operator and adopting the First Amended and Restated Operating Agreement]

Ordinance authorizing settlement of proceedings initiated by the California Independent System Operator before the Federal Energy Regulatory Commission in Docket No. ER06-227-000 to establish operational, scheduling and settlement requirements for certain City electrical transmission transactions and adopting the First Amended and Restated Operating Agreement. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

080138 [Changing the official sidewalk width - Berry Street]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1577 to change the official sidewalk width on the northerly side of Berry Street between 7th and DeHaro Streets; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modification, or both of facilities affected by the sidewalk width change. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080141 [Waiver of Administrative Code section 6.64 to allow modification of Agreement No. CS-525A in an amount that exceeds one hundred-fifty percent of the original contract amount]

Ordinance granting the San Francisco Public Utilities Commission a waiver of Administrative Code section 6.64 to allow the contract amount of Agreement No. CS-525A with Olivia Chen Consultants to exceed one hundred-fifty percent of the original contract amount. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED RESOLUTIONS

080137 [Amending a contract with anticipated expenditures in excess of \$10 million]

Resolution approving the Tenth Amendment to the Agreement between the City and County of San Francisco (Purchaser) and Sunset Scavenger Company (Contractor) for sludge hauling, extending the term of the contract by three (3) months to May 31, 2008 and increasing the total compensation to the Contractor by seven hundred fifty thousand dollars (\$750,000) to thirteen million six hundred fifteen thousand dollars (\$13,615,000), pursuant to San Francisco Charter Section 9.118(b). (Office of Contract Administration) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

080140 [Airport Professional Services Agreement for Construction Management Services for the Terminal 2/Boarding Area D Project with Anticipated Expenditures in Excess of \$10 Million]

Resolution approving the Professional Services Agreement, Airport Contract 8757.9 – Construction Management Services for Terminal 2/Boarding Area D Renovations and Related Facilities between T2 Partners, a Joint Venture of Parsons Transportation Group, EPC Consultants, Inc., and the Allen Group, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed \$15,000,000, pursuant to San Francisco Charter Section 9.118(b). (Airport Commission) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – February 5, 2008

Board Minutes for January 8, 2008 and January 15, 2008 approved.

Requests Granted

From: Supervisor Elsbernd

To: Director, Municipal Transportation Agency

Requesting/Inquiring: Please find out if it is possible to install "NO TOUR BUS" signs on 16th Avenue and Moraga Streets. Also find out whether or not that signage would also apply to tour vans.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

- Southwest corner of Haight and Masonic (SF Bay Guardian)
- Northeast corner of Divisadero and Oak (SF Bay Guardian)
- Northeast corner of Haight and Shrader (SF Chronicle)
- Southeast corner of Haight and Clayton (SF Chronicle)
- Southeast corner of Haight and Masonic (SF Chronicle)
- Southwest corner of Haight and Broderick (SF Chronicle)
- Southeast corner of Stanyan and Parnassus (SF Chronicle)
- Northeast corner of Haight and Shrader (Advertiser)
- Northeast corner of Haight and Shrader (SF Daily)
- Southeast corner of Cole and Haight (Yahoo/Hot Jobs)
- Southeast corner of Cole and Haight (Onion)
- Southeast corner of Oak and Broderick (Onion)
- Southwest corner of Ashbury and Frederick (Real Estate Times)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

- 4875 – 17th Street
- 100 Block of Broderick (numerous potholes)
- Large sinkhole in the middle of Parnassus and Stanyan
- Intersection of Laguna and Fell

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private properties locations:

- 701 Shrader

- 1060 Cole
- 806-808 Cole
- 600 Stanyan
- 1685-99 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:
Metal

- 852 Clayton
- 858 Clayton
- 708 Ashbury
- 635 Ashbury
- 795 Buena Vista West

Wood

- 77 Central
- Southeast corner of Cole and Frederick (and metal box on pole)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the Emergency Boxes at the following locations:

- Southwest corner of Lyon and Oak
- Northeast corner of Buena Vista West and Central

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing the graffiti from mailboxes at the following location:
Northeast corner of Gratten and Cole.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following location: Clear Channel on the side of 1685-99 Haight, no permit visible and graffiti present.

From: Supervisor Mirkarimi

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft amendments to the Rent Stabilization Ordinance to conform City Law to United States 9th Circuit Court of Appeals decision in Action Apartments vs. City of Santa Monica. Case No. 05-56533;D.C. No. CV-04-10343-AHM.

From: Supervisor Mirkarimi
To: Director, Planning Department
Requesting/Inquiring: Supervisor Mirkarimi is making the following inquiry.

The area of the civic center between the Asian Art Museum and the library could serve to connect UN Plaza and Civic Center Plaza.

I understand that there have been several plans dealing with the Fulton Mall, the last done in 1996 that very clearly lay out all the reasons to restore this public space.

I am attaching a copy of the 1996 report for reference and am inquiring as to the status of current development plans.

From: Supervisor Sandoval
To: Director, Department of Public Works
Requesting/Inquiring: Inquiring about a tree trimming and sidewalk repairs to the odd-numbered side of the 1550-1600 block of Alemany Blvd., from Francis Street to Santa Rosa Ave. Asking that the department make any and all sidewalk repairs and tree trimmings, as have been necessitated by the recent storms.

In Memoriams

Ben Hattem – Supervisor Maxwell

BOARD of SUPERVISORS



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TDD No. 554-5227

**Legislation Introduced
Including All Off-Calendar Items
February 12, 2008**

DOCUMENTS DEPT.

OFF-AGENDA LEGISLATION

FEB 15 2008

SAN FRANCISCO
PUBLIC LIBRARY

080229 [Shelter Monitoring Committee]

Ordinance amending sections 20.302 of the San Francisco Administrative Code to require the Department of Public Health to assign three full-time employees to staff the Shelter Monitoring Committee, subject to the fiscal and budgetary provisions of the Charter. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080230 [Appropriating \$4,270,320 for Capital Improvements at San Francisco General Hospital in the Department of Public Health for Fiscal Year 2007-2008]

Ordinance appropriating \$4,270,320 of General Fund Budget Savings Incentive Reserve Funding for capital improvements at San Francisco General Hospital associated with central service building seismic upgrades and electrical power distribution in the Department of Public Health for Fiscal Year 2007-2008. Supervisor Chu presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080231 [Driving-experience requirements for taxi medallion applicants]

Ordinance amending the San Francisco Police Code by amending Section 1121, to adjust the driving-experience requirements for taxi medallion applicants by pro-rating the requirement for the year in which an application is heard. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

080232 [Planning Code and Health Code-Deadline Extension for Medical Cannabis Dispensary Permitting]

Ordinance amending the San Francisco Planning Code by amending Sections 209.3, 217, 790.141, and 890.133 to extend the time period for certain medical cannabis dispensaries to obtain a permit from March 1, 2008 to January 21, 2009; and making findings, including General Plan, Planning Code Section 101.1(b) and environmental findings. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

080233 [Urban Forestry Council - Membership]

Ordinance amending the San Francisco Environment Code by amending Section 1202 to reconstitute the membership of the Urban Forestry Council to five members. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Rules Committee.

080235 [First Source Hiring Ordinance - expanding scope of covered permits in Market and Octavia Plan]

Ordinance amending the San Francisco Administrative Code by amending sections 83.2, 83.4, and 83.6 to: (1) expand the scope of permits that the ordinance applies to in the Market and Octavia Area Plan; (2) place new reporting requirements on the First Source Hiring Administration that include reporting first source statistics on permittees, as defined under the ordinance, and (3) require contractors and permittees to cooperate with reasonable requests for information from the First Source Hiring Administration. Supervisor Mirkarimi presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

- 080236 [Repealing the San Francisco Traffic Code and enacting Division I of the San Francisco Transportation Code to conform to the requirements of Proposition A]**
Ordinance repealing the San Francisco Traffic Code and enacting Division I of the San Francisco Transportation Code. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 080237 [Zoning -Urgency Ordinance imposing an interim zoning moratorium on enterprises that sell Tobacco Paraphernalia]**
Urgency Ordinance imposing an interim zoning moratorium to temporarily prohibit the establishment of new enterprises, subject to specified exceptions, that sell Tobacco Paraphernalia, as defined, in all Commercial, Mixed Use and Industrial districts for 45 days and making findings, including findings of consistency with the Priority Policies of Planning Code Section 101.1 and environmental findings. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080238 [Appropriating \$262,157,569 of San Francisco Water Revenue Bonds for the San Francisco Public Utilities Commission Water System Improvement Program for Fiscal Year 2007-08]**
Ordinance appropriating \$257,605,000 of San Francisco Water Revenue Bonds, 2006 Series A, and deappropriating \$4,552,569 of Sunol Valley Water System Improvement Projects to support various projects under the Water System Improvement Program (WSIP) in the Public Utilities Commission for FY 2007-08. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 071561 [Prohibiting Formula Retail in the Mission/Bernal Formula Retail Restricted Use Subdistrict]**
Ordinance amending the San Francisco Planning Code by adding Section 785 to establish the Mission/Bernal Formula Retail Restricted Use Subdistrict; amending Planning Code Section 703.3 to prohibit formula retail uses in the Mission/Bernal Formula Retail Restricted Use Subdistrict; amending Sectional Maps SU 07 and SU 11 of the Zoning Map of the City and County of San Francisco to establish the boundaries of the Mission/Bernal Formula Retail Restricted Use Subdistrict; adopting findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Ammiano presented. SUBSTITUTED.

Resolutions

- 080227 [Grant to support SFGHMC's Quality Improvement Initiative]**
Resolution authorizing the San Francisco Department of Public Health, San Francisco General Hospital Medical Center (DPH-SFGHMC) to accept and expend retroactively a two-year grant from Kaiser Permanente's Community Benefits Program in the amount of \$150,000, to fund SFGHMC's Quality Improvement Initiative; for the period of October 1, 2007 through October 1, 2009. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080228 [Funds to support nutrition services]**
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$11,927 from FACET, BAART Programs Turk Street Clinic for a project entitled "FACET – SFDPH Nutrition Services," for the period of January 1, 2008 through December 30, 2008. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080241 [Red Cross Month - March 2008]**
Resolution proclaiming March 2008 as Red Cross Month in San Francisco. Supervisor Elsbernd presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080242 [Honoring Marge Gambelin for her dedication and her work with the Planning Department of the City and County of San Francisco]**
Resolution honoring Marge Gambelin for her dedication and her work with the Planning Department of the City and County of San Francisco. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080243 [Commendation of Equality California]**
Resolution commending Equality California, the statewide organization that is championing equality for Lesbian, Gay, Bisexual, and Transgender people in California, on a successful 10th Anniversary 2008 Equality Awards Gala. Supervisors Sandoval, Ammiano, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080244 [Sidewalk Memorial Plaques]

Resolution urging the Department of Public Works to approve Mr. Ian Brennan's encroachment applications for installation of commemorative bronze sidewalk plaques. Supervisors Daly, Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080245 [Declaring intent of the City and County of San Francisco with regard to pending legislation amending the Medical Cannabis Act of 2005]

Resolution declaring the intent of the City and County of San Francisco not to take enforcement action against those medical cannabis dispensaries that have properly applied for the necessary permits before August 17, 2007, while current legislation is pending to extend the deadline for obtaining final MCD permits from the Department of Public Health. Supervisors Daly, Ammiano, Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080246 [Lifting time limits in rental subsidy program for low income families]

Resolution calling on the Human Services Agency (HSA) to remove the arbitrary time limit in its local housing subsidy for homeless families and to make the timeline for this subsidy need-based. Supervisors Daly, Ammiano, Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080247 [Supporting Earth Hour - March 29, 2008]

Resolution to support extinguishing all non-essential lighting in all city government buildings, public schools and public landmarks for the hour between 8:00 PM and 9:00 PM on March 29, 2008 to conserve energy as part of the city-wide energy conservation event: Earth Hour San Francisco, and establishing March 29, 2008 as Earth Hour San Francisco Day. Supervisors Alioto-Pier, Elsbernd, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080248 [Approval of an additional 90 day extension for Planning Commission review in order to allow for a Recreation and Parks Commission hearing]

Resolution extending by an additional 90 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend Sectional Map 2 of the Zoning Map of the City and County of San Francisco to a date within two weeks of the environmental review hearing for the same action. The proposed Ordinance would specifically change the use classification of Block 1098, Lot 9, located at the northwest corner of Divisadero and O'Farrell Streets, from Small-scale Neighborhood Commercial (NC-2) District to Moderate-scale Neighborhood Commercial (NC-3) District; and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. Supervisor Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080249 [Supporting the California Prevention of Farm Animal Cruelty Act]

Resolution supporting the California Prevention of Farm Animal Cruelty Act. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

080225 [Public Health Cuts at Laguna Honda and in the Chronic Health Care Nurse Program]

Hearing to consider the cumulative impact of layoffs and census reduction at Laguna Honda Hospital combined with cuts to the chronic health care public nurse program. Supervisor Daly presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080226 [Budget Analyst's report regarding the total budgetary impact of the Mayor's staff changes and budget announcements]

Hearing to discuss the Budget Analyst's report regarding the total budgetary impact of the Mayor's staff changes and budget announcements, including the appointment of 17 directors, ten Mayor's Office staff members and other senior staff members. The hearing will include a review of salary increases, decreases, fringe benefits, severance packages and related funding sources, as well as the 1,670 positions that were requisitioned citywide. Supervisors McGoldrick, Elsbernd presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Motions

- 080234 **[Directing the Budget Analyst to conduct a managerial audit of the First Offender Prostitution Program]**
Motion directing the Budget Analyst to conduct a managerial audit on the First Offender Prostitution Program (FOPP), a diversion program of Standing Against Global Exploitation (SAGE). Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080239 **[Appointment, Planning Commission]**
Motion approving the Board of Supervisors President Peskin's nomination of Christina Olague to the Planning Commission term ending July 1, 2012. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080240 **[Appointment, Planning Commission]**
Motion rejecting the Board of Supervisors President Peskin's nomination of Christina Olague to the Planning Commission term ending July 1, 2012. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

- 080210 **[Stipulation of Conditional Use authorization or Mandatory Discretionary Review of any permit application to remove dwelling units, where the Planning Code does not already require Conditional Use authorization]**
Ordinance amending the Planning Code by adding Section 317 to stipulate Conditional Use or Mandatory Discretionary Review of any Building Permit applications that would eliminate existing dwelling units through mergers, conversions, or demolitions of residential units, and requiring certain affordability and soundness findings, with certain administrative exceptions allowed; making findings as to the need to preserve affordable housing in San Francisco, environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. (Planning Department) . ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

Clerk to Act – February 12, 2008

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the Phone Switch Boxes at the following locations:

- Northeast corner of Oak and Fillmore
- Northeast corner of Fell and Buchanan
- Southeast corner of Fell and Pierce

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

- Southeast corner of Laguna and Page (SF Bay Guardian)
- Northwest corner of Fillmore and Hayes (SF Bay Guardian)
- Southeast corner of Laguna and Page (SF Chronicle)
- Northwest corner of Fillmore and Hayes (SF Chronicle)
- Northwest corner of Fillmore and Hayes (Examiner)
- Northwest corner of Hayes and Gough (Examiner)
- Northwest corner of Hayes and Gough (SF Daily)
- Northwest corner of Hayes and Gough (City Star)
- Northeast Fillmore and Waller (Onion)
- Northwest corner of Hayes and Gough (Onion)
- Southeast corner of Divisadero and Page (Onion)
- Southwest corner of Hayes and Webster (SF Weekly)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

- 235 Buchanan
- 601 Fillmore
- 75 Gough
- 927 Hayes
- 930 Hayes
- 947 Hayes
- 942 Hayes
- 962 Hayes

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

- Numerous potholes on the 200 Block of Haight Street (potholes)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from wood utility poles at the following locations:

- Across 370 Page
- 728 Page
- Southeast corner of Fillmore and Oak
- 504 Hickory
- Southwest corner of Hickory and Buchanan
- Southeast corner of Fell and Buchanan
- Northeast corner of Laguna and Lily

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the Emergency Boxes at the following locations:

- Northeast corner of Page and Buchanan
- Southeast corner of Page and Fillmore
- Southeast corner of Page and Steiner
- Southwest corner of Steiner and Hayes

From: Supervisor Elsbernd

To: Director, Municipal Transportation Agency

Requesting/Inquiring: Requesting the MTA to study the feasibility of installing an "Uphill traffic has right of way" sign for NW traffic on Yerba Buena Street at Santa Paula Street.

In Memoriams

Dr. John Dennis, Jr. – Supervisor Alioto-Pier

Lucy Johnson – Supervisor Mirkarimi

Congressman Tom Lantos – Entire Board

Maggie Jacobsen – Supervisor Peskin

BOARD of SUPERVISORS



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Legislation Introduced
Including All Off-Calendar Items
February 26, 2008

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

FEB 29 2008

SAN FRANCISCO
PUBLIC LIBRARY

Ordinances

- SF
590
#13
2/26/08
- 080272 [Requiring registered lobbyists to wear identification badges when making lobbying contacts]**
Ordinance amending Chapter 1 of Article II of the Campaign and Governmental Conduct Code by adding section 2.113 to require registered lobbyists to wear identification badges distributed by the Ethics Commission when making lobbying contacts. Supervisor Daly presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080273 [Incentives for Family-sized Affordable Housing Units]**
Ordinance amending the Residential Inclusionary Affordable Housing Program, including Planning Code Section 315.9 to allow for density bonuses to project applicants who develop on-site, affordable family-sized units as defined herein as part of their inclusionary housing requirements; and the addition of Planning Code Section 315.10 regarding severability. Supervisors Dufty, Peskin, Maxwell, Mirkarimi presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 080274 [Administrative Code Revision: Health Service System]**
Ordinance amending Chapter 16, Article XV, of Part 1 of the San Francisco Municipal (Administrative) Code by amending Section 16.703 regarding Board approval of Health Service System Plans and Contribution Rates. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080277 [Administrative Code Chapter 6 - technical amendments and amendments to contracting procedures]**
Ordinance amending San Francisco Administrative Code Chapter 6 to correct typographical errors in subsections 6.22(B) and 6.22(H)(2)(d), to clarify and revise subsection 6.22(J) concerning retention of progressive payments, to clarify and revise subsection 6.23(C) concerning the rejection or failure of bids, to revise section 6.61 concerning design-build contracting procedures, and to add a new section 6.28 authorizing the use of integrated project delivery. Supervisor Chu presented. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 080278 [Clarifying when the Ethics Commission must raise the individual expenditure ceilings in the partial public financing program for candidates for Mayor and the Board of Supervisors, and correcting minor drafting errors]**
Ordinance amending sections 1.108, 1.134.5, and 1.144 of the Campaign and Governmental Conduct Code, to clarify when the Executive Director of the Ethics Commission shall raise the Individual Expenditure Ceiling for a candidate for Mayor or the Board of Supervisors and to make technical corrections. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 080279 [Landmark Designation of 900 Innes Avenue (Hunter's Point School)]**
Ordinance designating 900 Innes Avenue (Hunter's Point School) as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080280 [Zoning - Repeal of the interim moratorium on institutional uses in the Western SoMa]

Ordinance repealing the interim zoning moratorium that prohibits the establishment of specified new institutional uses in the Western SoMa Planning Area Special Use District. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080281 [Building Code - Slope Protection Act]

Ordinance amending the San Francisco Building Code by adding Sections 106A.4.1.4 et seq. to establish the Slope Protection Act and create procedures that require the Structural Advisory Committee to review and make recommendations on specified permit applications for all property within the City that exceeds an average slope of 25% grade, and to require mandatory denial of the permit by the Building Official under specified circumstances; amending Section 105A.6.2 to specify the composition of the Structural Advisory Committee for permit applications subject to the Slope Protection Act; amending Building Code Section 106A.3.2 to require that the applicant for certain permit applications subject to the Slope Protection Act provide substantial documentation that there exists sufficient infrastructure to support the proposed residential development and that the proposed emergency access routes meet standards in effect at the time of the application; amending Building Code Section 1701A.5 to require special inspections throughout the construction process for sites subject to the Slope Protection Act. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

080282 [Off-Site Residential Inclusionary Affordable Housing Requirements]

Ordinance amending Section 315.5 of the Planning Code to provide that twenty-five percent of off-site units given site permits annually may be built outside of the currently-required one-mile radius from the market-rate project, and to provide that off-site units cannot be located in industrially-zoned areas or within a quarter mile of developments containing 200 or more publicly-owned and operated affordable housing developments. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

080283 [San Francisco Special Tax Financing Law]

Ordinance amending the San Francisco Administrative Code by adding Article 43.10, Sections 43.10.1 through 43.10.23, to enact the Special Tax Financing Law establishing procedures for the formation of special tax districts, the imposition of special taxes and the issuance of bonds secured by such special tax funds. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

080231 [Driving-experience requirements for taxi medallion applicants]

Ordinance amending the San Francisco Police Code by amending Section 1121, to adjust the driving-experience requirements for taxi medallion applicants. Supervisor Daly presented. SUBSTITUTED.

Resolutions

080275 [Establishing Monthly Contribution Amount]

Resolution establishing monthly contribution amount to Health Service Trust Fund. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080276 [Accept-Expend Grant, Mayor's Office of Criminal Justice (MOCJ)]

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of \$287,150 from the California Corrections Standards Authority for the purpose of enhancing the capacity of San Francisco to implement an effective continuum of response to juvenile crime and delinquency. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Public Safety Committee.

080284 [Bond Sale of Branch Library General Obligation Bonds]

Resolution Authorizing and Directing the Sale of Not to Exceed \$31,065,000 City and County of San Francisco General Obligation Bonds (Branch Library Facilities Improvement Bonds, 2000) Series 2008A; Prescribing the Form and Terms of Said Bonds; Authorizing the Execution, Authentication and Registration of Said Bonds; Providing for the Appointment of Depositories and Other Agents for Said Bonds; Providing For the Establishment of Accounts Related Thereto; Approving the Forms of Official Notice of Sale and Notice of Intention to Sell Bonds; Directing the Publication of the Notice of Intention to Sell Bonds; Approving the Form and Execution of the Official Statement Relating Thereto; Approving the Form of the Continuing Disclosure Certificate; Approving Modifications to Documents; Ratifying Certain Actions Previously Taken; and Granting General Authority to City Officials to Take Necessary Actions in Connection with the Authorization, Issuance, Sale and Delivery of Said Bonds. Mayor, Supervisor Peskin presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 080285** [Noe Valley/Sally Brunn Branch Library re-opening]
Resolution recognizing the grand re-opening of the Noe Valley/Sally Brunn Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to San Francisco and its residents. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080286** [Support of bill designating safety enhancement-double fine zones]
Resolution supporting SB 1419, a bill to designate safety enhancement-double fine zones along State Highway Route 1 from Junipero Serra Boulevard to Lake Street and urging the California Legislature to pass the bill. Supervisors Chu, Elsbernd, McGoldrick, Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080287** [Adopting the U.S. Cool Counties Climate Stabilization Declaration]
Resolution adopting the U.S. Cool Counties Climate Stabilization Declaration Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080288** [Commending the American Academy of Orthopedic Surgeons, the Friends of Balboa Park Playground, KaBOOM! and the Neighborhood Parks Council]
Resolution commending the American Academy of Orthopedic Surgeons, the Friends of Balboa Park Playground, KaBOOM! and the Neighborhood Parks Council for their efforts to replace the Balboa Park Playground. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080289** [Mountain Lake Park - Toxic Issues]
Resolution urging the Presidio Trust and Caltrans to immediately resolve the toxicity issue at Mountain Lake through further testing, clean up and diversion measures; and urging the Recreation and Park Department to immediately post signs warning residents that Mountain Lake has been designated a toxic clean up site. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080292** [Grant funds to support HIV vaccine trials]
Resolution authorizing the San Francisco Department of Public Health (DPH) to enter retroactively into an agreement and to accept and expend funds in the amount of \$78,943, with the Fred Hutchinson Cancer Research Center (FHCRC), the primary contractor, to support the San Francisco HIV Vaccine Trials Network (VTN) Scholars Group/Public Health Foundation Enterprises (PHFE); for the period of June 1, 2007 through May 31, 2008. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080293** [Accept-Expend Private Foundation Grant - Department of the District Attorney]
Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to accept and expend a grant in the amount of \$64,500 from the Kaiser Permanente Northern California Community Grants Program for a program entitled "Back on Track" for fiscal year 2007/2008. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 080271** [CitiApartment]
Hearing on CityApartment's rate of property acquisition, tenant relations, code violations, and the status report from the City Attorney's office on the City's pending litigation. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Motions

- 080291 [Amending the FY 2007-2008 schedule of audits to be conducted of programs of City and County departments by the Budget Analyst]**
 Motion amending the FY 2007-2008 schedule of audits to be conducted of programs of City and County departments by the Budget Analyst to include a survey of City Departments and analysis of the number and cost of positions performing public relations – public information including the justification for such positions. Supervisor Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080294 [Confirming the re-appointment of London Breed to the San Francisco Redevelopment Agency]**
 Motion confirming the re-appointment of London Breed to the San Francisco Redevelopment Agency for a four-year term ending September 3, 2011. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080295 [Confirming the re-appointment of Darshan Singh to the San Francisco Redevelopment Agency]**
 Motion confirming the re-appointment of Darshan Singh to the San Francisco Redevelopment Agency for a four-year term ending September 3, 2011. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080296 [Authorizing preparation of Proponent/Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the June 3, 2008 Election]**
 Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the June 8, 2008 Election...

PROPOSED ORDINANCES

- 080178 [Settlement of Lawsuit - Lydia Jones]**
 Ordinance authorizing settlement of the lawsuit filed by Lydia Jones against the City and County of San Francisco for \$65,000.00; the lawsuit was filed on October 23 2006 in San Francisco Superior Court, Case No. CGC-06-457229; entitled Lydia Jones v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 080179 [Settlement of Lawsuit - Susan Sponseller]**
 Ordinance authorizing settlement of the lawsuit filed by Susan Sponseller against the City and County of San Francisco for \$100,000; the lawsuit was filed on January 24, 2007 in San Francisco Superior Court, Case No. 459858; entitled Susan Sponseller v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 080180 [Settlement of Lawsuit]**
 Ordinance authorizing settlement of the lawsuit filed by Kelly Medora against the City and County of San Francisco for \$235,000; the lawsuit was filed on January 27, 2006 in United States District Court, Northern District of California, Case No. C06-00558 EDL; entitled Kelly Medora, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

- 080181 [Gift - Private, Department of Public Health - \$104,538]**
 Resolution authorizing the Department of Public Health to retroactively accept a gift from the San Francisco General Hospital Foundation with a monetary value of \$104,538 to back fill-staff attending training designed to decrease the risk of cardiovascular events (heart attacks and strokes) for the period of January 1, 2008 though December 31, 2010. (Public Health Department) . RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080222 [Gift - Private, Public Health Department - Data Center and Electronic Medication Administration Record System]**
 Resolution authorizing the Public Health Department to accept a gift of a Data Center and an Electronic Medication Administration Record System for the San Francisco General Hospital (SFGH) from the San Francisco Hospital Foundation (SFGH Foundation). (Public Health Department) . RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080223 [Street Encroachments on Ocean Avenue at Granada Avenue]

Resolution granting revocable permission to San Francisco Arts Commission to occupy a portion of the public right-of-way to install and maintain two mosaic sun spheres, one three feet, and one four feet in diameter near the northeasterly and southwesterly corners of Ocean Avenue and Granada Avenue, and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080224 [Gift of Equipment to Fire Department]

Resolution authorizing the San Francisco Fire Department to accept a gift of a fifteen Porto2Vent Continuous Positive Air Pressure Devices and Backpacks valued at \$19,050 from Emergent Technologies for use by Fire Department employees who provide ambulance services in the City. (Fire Department) . RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080262 [Approval of the Substance Abuse and Crime Prevention Act of 2000-Implementation Plan]

Resolution authorizing adoption of the San Francisco County Plan for the Substance Abuse and Crime Prevention Act of 2000 for Fiscal Year 2007-2008. (Public Health Department) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080263 [Lease of Real Property at 1740 Cesar Chavez Street]

Resolution authorizing a new lease of approximately 7,680 square feet at 1740 Cesar Chavez Street for the Department of Human Resources (DHR) for a term of five years. (Real Estate Department) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED MOTIONS

Clerk to Act – February 26, 2008

Board Minutes for January 29, 2008 and February 5, 2008 approved.

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Light Boxes:

-Northeast corner of Page and Divisadero

Phone Switch Boxes:

-Northwest corner of Grove and Webster

-Northeast corner of Webster and Hayes

-Southeast corner of Fell and Webster

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

SF Weekly:

-Northeast corner of Divisadero and McAllister

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

Fire Hydrant:

-Southeast corner of Octavia and Grove

Curb Edge:

-Northwest corner of Grove and Webster

-Southeast corner of Hayes and Steiner

Walkways/Stairwells:

-Near 1145 Hayes Street

-Across from 1145 Hayes Street on the Alamo Park side of the street

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from mailboxes and garbage cans at the following locations:

Mailboxes:

-Southwest corner of Hayes and Fillmore

-Northwest corner of Steiner and Fulton

- Northeast corner of McAllister and Scott
- Southeast corner of McAllister and Pierce
- Southeast corner of Fillmore and Oak
- Northeast corner of Oak and Gough
- Southwest corner of Haight and Gough

Garbage Cans:

- Northeast corner of McAllister and Broderick
- Southwest corner of Hayes and Buchanan
- Northeast corner of Grove and Fillmore
- Southwest corner of Fulton and Steiner
- Northwest corner of Hayes and Steiner
- Southeast corner of Fillmore and Hayes
- Near 700 Hayes

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

- 650 Steiner
- 906-916 Hayes
- 957 Hayes
- 929-931 Hayes
- 867 Fell
- 661-665 Fillmore (plus ATM sign)
- 539 Octavia
- 899 Grove
- 668-678 Lyon
- 1372 McAllister
- 1555-1559 McAllister
- 1577 McAllister
- 1670 McAllister
- 1697 McAllister
- 1849 McAllister

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at following locations:

Potholes:

Numerous potholes on the 800 block of Fell

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Wood:

-Southwest corner of Fulton and Broderick

Metal:

-969 Hayes

-690 Hayes

-1249 Hayes

-1856 McAllister

-1712-1722 McAllister

-1677 McAllister

-815 Webster

-Northwest corner of Fulton and Broderick

From: Supervisor Mirkarimi

To: Director, Department of Recreation and Park

Requesting/Inquiring: Requesting the Department of Recreation and Park to report on the status of removing graffiti from Hayes Valley Playground walls.

From: Supervisor Sandoval

To: Clerk, Board of Supervisors

Requesting/Inquiring: Requesting the Clerk of the Board of Supervisors to write a letter to the Planning Department requesting the Planning Department to respond to the following questions concerning the legislated setback at 679 Lisbon Street (Planning Code Section 132):

- (a) What is the history of this legislated setback?
- (b) Why does this setback require a legislated abolishment rather than having the option of appeal before the Planning Commission by the project sponsor?
- (c) Would the Planning Department support legislation abolishing the legislated setback at 679 Lisbon Street?

Requesting the Clerk of the Board of Supervisors to send a copy of the letter to:
Robert Trumbull, Homeowner
679 Lisbon Street
San Francisco, CA 94112

Bill Mahar

Mahar Architects

2411 Carlmont Drive, #108

Belmont, CA 94002

In Memoriams

Fergus McEleny – Supervisor Elsbernd

Bill Wolf – Supervisor Ammiano

Bob Young – Supervisor Peskin

Lawrence King – Supervisor Sandoval

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BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

**Legislation Introduced
Including All Off-Calendar Items
March 4, 2008**

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

MAR 06 2008

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Introduced by Supervisors or Mayor

Ordinances

080319 [General Plan Amendments for Assessors Block 857 and portions of Assessors Block 870 bound by Laguna, Haight, Buchanan and Hermann Streets]

Ordinance amending the Market and Octavia Area Plan of the San Francisco General Plan to (1) reclassify the Use District on Block 857 from Public to Moderate Density Residential and reclassify the Use District on Block 870, Lots 1, 2 and the northern portion of Lot 3 from Public to Moderate Density Neighborhood Commercial; (2) amending the Market and Octavia Area Plan of the San Francisco General Plan to reclassify the Height District for Block 857, Lot 1A from 40 feet to 50 feet and to reclassify the Height District for Block 870, Lots 1 and 2 from 80 feet to 85 feet and Block 870, Lot 3 from 40 feet to 50 feet; (3) amending the Generalized Residential Land Use Plan of the 1990 Residence Element, the 2004 Housing Element, and of the Land Use Index to reclassify the generalized land use of Block 857 from Public/Open Space to Residential and of Block 870 from Public/Open Space to Mixed Use, predominantly Commercial/Industrial; (4) amending the Residential Density Plan of the 1990 Residence Element, the 2004 Housing Element, and of the Land Use Index to reclassify the residential density of Blocks 857 and 870 from Public and Heavy Industrial Areas to Moderately High Density; (5) adopting findings pursuant to the California Environmental Quality Act; and (6) adopting findings that the General Plan amendments are consistent with the eight priority policies of Planning Code Section 101.1. Supervisors Mirkarimi, Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

080320 [Enacting a fee on fast food businesses, convenience markets and gasoline station markets to defray the cost of litter and trash clean-up resulting from their operation]

Draft Ordinance amending the San Francisco Business and Taxation Code by adding Sections 2300 to 2310 to enact a fee on fast food businesses, convenience markets and gasoline station markets to defray the cost of litter and trash clean-up resulting from their operation. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

080321 [Promoter permits]

Ordinance adding Article 15.7 to the San Francisco Police Code, requiring promoters to obtain promoter permits in order to promote events within the City and County of San Francisco. Mayor, Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

080322 [Prohibition on loitering outside nightclubs]

Ordinance amending the San Francisco Police Code by adding Section 121, to prohibit loitering outside nightclubs. Mayor, Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

080323 [Entertainment Commission - Place of Entertainment Permits]

Ordinance amending the San Francisco Police Code Sections 1060, 1060.1, 1060.2, 1060.3, 1060.5, 1060.20, 1060.23, 1060.24, 1060.25 and 1060.29; repealing Section 1060.22; adding Sections 1060.23-1, 1060.30 and 1060.31, relating to the application, approval, amendment, suspension, revocation, and transfer of Place of Entertainment Permits and One Night Event Permits, including changes in penalties for violations of law, and amending the San Francisco Business and Tax Regulations Code by amending Section 8 to provide an additional category of permit suspension and revocation actions that are not suspended pending a decision by the Board of Appeal. Mayor, Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

080324 [Entertainment Commission - Extended-Hours Premises Permits]

Ordinance amending the San Francisco Police Code Sections 1070, 1070.1, 1070.2, 1070.3, 1070.5, 1070.7, 1070.8, 1070.13, 1070.15, 1070.16, 1070.17, 1070.19, 1070.20, 1070.22, 1070.23, 1070.24, and 1070.27; amending Section 1070.20-1 and renumbering it as Section 1070.20-2; repealing Sections 1070.12, 1070.21, and 1070.26; and adding a new Section 1070.20-1 and Sections 1070.28 and 1070.29, relating to the application, approval, amendment, suspension, revocation, and transfer of Extended-Hours Premises Permits, including changes in penalties for violations of law. Mayor, Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

071001 [Zoning Map Amendments Associated with the Laguna, Haight, Buchanan and Hermann Streets Special Use District]

Ordinance amending Section Maps 7, 7H and 7SU of the Zoning Map of the City and County of San Francisco for the property described as Assessor's Blocks 857 and portions of Assessor's Block 870, bounded by Laguna, Buchanan, Haight and Hermann Streets, from P (Public) to either NC-3 (Moderate-Scale Neighborhood Commercial District) or RM-3 (Residential, Mixed Districts, Medium Density) and mapping the Laguna, Haight, Buchanan and Hermann Streets Special Use District; adopting findings, including findings under the California Environmental Quality Act. Supervisor Ammiano presented. ASSIGNED to Land Use and Economic Development Committee.

071002 [Laguna, Haight, Buchanan and Hermann Streets Special Use District]

Ordinance approving the Laguna, Haight, Buchanan, and Hermann Streets Special Use District (SUD) by amending the San Francisco Planning Code by adding Section 249.32 to create a new SUD bounded by Laguna, Haight, Buchanan and Hermann Streets (Assessor's Blocks 857 and portions of Assessor's Block 870) to permit a mixed-use project at the former UC Berkeley Extension property; and adopting findings, including findings under the California Environmental Quality Act. Supervisors Mirkarimi, Ammiano presented. ASSIGNED to Land Use and Economic Development Committee.

Resolutions

080313 [Grant to support the National HIV Behavioral Surveillance project]

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a new grant from the Centers for Disease Control (CDC) in the amount of \$418,225 to support the "National HIV Behavioral Surveillance" project, and to enter into a subcontract with the Public Health Foundation Enterprises (PHFE) in the amount of \$53,723; for the period of January 1, 2008 through December 31, 2008. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080314 [Grant funds to support HIV vaccine trials - \$156,895]

Resolution authorizing the San Francisco Department of Public Health (DPH) to enter retroactively into an agreement and to accept and expend funds in the amount of \$156,895, with the Fred Hutchinson Cancer Research Center (FHCRC), the primary contractor, to support the San Francisco HIV Vaccine Trials Network (VTN) Leadership Group/Public Health Foundation Enterprises (PHFE); for the period of June 1, 2007 through May 31, 2008. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080315 [Grant funds to support HIV vaccine trials - \$126,989]

Resolution authorizing the San Francisco Department of Public Health (DPH) to enter retroactively into an agreement and to accept and expend funds in the amount of \$126,989, with the Fred Hutchinson Cancer Research Center (FHCRC), the primary contractor, to support the San Francisco HIV Vaccine Trial Network 40% Transition Costs; for the period of June 1, 2007 through December 31, 2007. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

- 080316 [Accept and Expend Regional Grant - Department of the Environment]**
Resolution authorizing the Department of the Environment (SF Environment) to accept and expend grant funds, in the amount of \$157,500 from the Bay Area Air Quality Management District (BAAQMD) to assist taxi companies with grant funding to help them offset the incremental costs associated with the purchase of 75 light-duty clean air vehicle taxis. Supervisor Chu presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080317 [Accept and Expend CEC PIER Grant Funds]**
Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a California Energy Commission (CEC) Public Interest Energy Research (PIER) Grant in the amount of \$995,791. Supervisor Chu presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080318 [Mortgage Revenue Bonds]**
Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocations Committee ("CDLAC") to permit the issuance of qualified mortgage revenue bonds in an aggregate principal amount not to exceed \$38,000,000 for Geary Boulevard Senior Living and Health Center; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$190,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$38,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein). Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080325 [Contract between the Department of Health and the California Department of Health Care Services for the Health Care Coverage Initiative in the amount of \$73.1 million over a three-year period in support of the Healthy San Francisco program]**
Resolution authorizing the Director of Health to enter into a contract with the California Department of Health Care Services to provide reimbursement for health services costs incurred in providing services to specified Healthy San Francisco participants under the Health Care Coverage Initiative in the amount of \$73.1 million. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080327 [Funds to support HIV research activities]**
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$7,167 from University of California, San Francisco, Center for AIDS Research (CFAR); for the period of September 1, 2007 through August 31, 2008. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080328 [Urging the Department of Parking and Traffic to install STOP signs at the intersection of 24th Street and Hoffman Avenue]**
Resolution urging the Department of Parking and Traffic to install STOP signs at the intersection of 24th Street and Hoffman Avenue. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080329 [Declaration of Election Results - February 5, 2008]**
Resolution declaring the results of the February 5, 2008 Consolidated Presidential Primary Election. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080330 [Approval of a 30 day extension for Planning Commission review - Types of Entertainment]

Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance amending Sections 102.17, 790.38, and 890.37 of the San Francisco Planning Code to define three types of entertainment use based upon size; amending Sections 1060, 1060.1, 1060.3, 1070, 1070.1, and 1070.3 of the San Francisco Police Code to define the three types of entertainment use authorized by the Planning Code and to require an application and the permit for a place of entertainment or extended-hours activity to specify one of the three types of entertainment use; adopting findings, including environmental findings and findings required by Section 302 of the Planning Code. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080331 [Approval of a 30 day extension for Planning Commission review - 690 Market Street]

Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on a proposed Resolution that would initiate the designation of 690 Market Street, the Chronicle Building, Lot 6 in Assessor's Block 311, as a landmark pursuant to Section 1004.1 of the Planning Code and urging expedited consideration of the building's landmark status and a Mills Act contract associated with the building's rehabilitation and restoration. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

080305 [San Francisco's Declining African American Population]

Hearing to address San Francisco's declining African American population. Supervisor Daly presented. RECEIVED AND ASSIGNED to Rules Committee.

080306 [Controller's Six month Budget Status Report for Fiscal Year 2007/08]

Hearing on the Controller's Six month Budget Status Report for Fiscal Year 2007/08. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080307 [Controller's Fiscal Year 2007/08 Biannual Overtime Report]

Hearing on the Controller's Fiscal Year 2007/08 Biannual Overtime Report. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080308 [Status of city fees and charges]

Hearing on the status of city fees and charges. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080309 [Fiscal Year 2007/08 Mid-Year Budget Cuts]

Hearing on the Fiscal Year 2007/08 Mid-Year Budget Cuts Announced by the Mayor. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080310 [Budget requests and performance measures for various City Departments]

Hearing(s) on the current status of Fiscal Year 2007/08 expenditures, Fiscal Year 2008/09 budget requests and performance measures for the following departments: Municipal Transportation Agency, Police Department, Department of Public Works, Fire Department, Sheriff Department, San Francisco International Airport, Department of Public Health, Department of Telecommunications and Information Services, Human Services Agency, Public Utilities Commission, and Recreation and Park Department. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080311 [Eradicate the invasive light brown apple moth]

Hearing to discuss the California Department of Food and Agriculture's plan to spray San Francisco with pesticides to eradicate the invasive light brown apple moth. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080312 [Presence of limousines in Hotel taxi stands and other white zones]

Hearing with the Police Department, Department of Parking and Traffic, Taxi Commission and the California Public Utilities Commission to discuss the presence of limousines in Hotel taxi stands and other white zones. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Motion

080326 [Confirmation of Controller]

Motion confirming appointment of Ben Rosenfield as Controller. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

PROPOSED ORDINANCES

Clerk to Act – March 4, 2008

Requests Granted

From: Supervisor Mirkarimi

To: Director, Municipal Transportation Agency

Requesting/Inquiring: Requesting that the Municipal Transportation Agency to report on the feasibility of installing MUNI bush shelters with seats at the Sutter Street and Buchanan Street bus stops. There are a large number of senior residential buildings in this area and they have expressed a need for the shelters.

From: Supervisor Mirkarimi

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting that the Department of Parking and Traffic report on the feasibility of the traffic light at Masonic and Anza Vista changed such that it allows an extra 2 or 3 seconds for cars turning East off of Masonic on to Anza Vista.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from at the following locations:

Light Boxes

- Southeast corner of Funston and Lincoln
- Southwest corner of 6th Avenue and Lincoln

Phone Switch Boxes

- Northeast corner of 12th Avenue and Judah
- Southwest corner of 14th Avenue and Lincoln
- Northeast corner of Cole and Alma
- Northeast corner of Octavia and Page

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requests that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

Advertiser

- Northwest corner 9th Avenue and Kirkham
- Southeast corner of Lincoln and 9th Avenue

San Francisco Bay Guardian:

- Southeast corner of Lincoln and 9th Avenue

San Francisco Chronicle:

- Southeast corner of Lincoln and 9th Avenue

Examiner:

- Southeast corner of Lincoln and 9th Avenue

Common Ground:

- Northwest corner of Hayes and Gough

Onion:

- Southeast corner of Lincoln and 9th Avenue

SF Weekly:

- Southeast corner of Lincoln and 9th Avenue

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

- 500 Kirham
- 1408 8th Avenue
- 1200 15th Avenue
- 1205 15th Avenue
- 653 Irving
- 701 Irving
- 814 Irving
- 910 Irving
- 1033 Irving
- 715 Lincoln
- 723 Lincoln

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from utility poles at the following locations:

Metal

- Numerous Poles on Judah between 12th Avenue and 19th Avenue
- Southeast corner of 19th Avenue and Lincoln plus Metal box on pole
- Northwest corner of 6th Avenue and Lincoln
- Southwest corner of 8th Avenue and Irving
- Southeast corner of 14th Avenue and Irving
- 300 Irving
- 238 Carl
- 300 Carl

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing the graffiti from mailboxes and garbage cans at the following locations:

Mailboxes

- Southwest corner of 16th Avenue and Lincoln
- Southeast corner of 8th Avenue and Judah
- Northeast corner of 11th Avenue and Judah
- Southeast corner of 11th Avenue and Lincoln
- Southeast corner of 10th Avenue and Lincoln

- Northwest corner of Octavia and Haight
- Northwest corner of Octavia and Page
- Northwest corner of Hayes and Octavia

Garbage Cans:

- Southwest corner of Funston and Lincoln

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the public property located at the following locations:

Emergency Call Boxes:

- Southeast corner of Cole and 17th Avenue
- Southeast corner of Funston and Lincoln
- Southeast corner of 5th Avenue and Lincoln

Clear Channel Billboards:

- Northwest corner of 7th Avenue and Irving (no permit number listed)
- Southeast corner of 11th Avenue and Irving (#03740)

Phone Booth:

- Southeast corner of 8th Avenue and Judah
Across from 1145 Hayes Street on the Alamo Park side of the street

From: Supervisor Sandoval

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney issue an opinion on steps the City may take to prevent the California Department of Food and Agriculture from spraying pesticides to eradicate the light brown apple moth in San Francisco.

From: Supervisor Ammiano

To: Director, Department of Building Inspections

Requesting/Inquiring:

To Isam Hasenin,

Back in January, my office inquired about some complaints being made by neighbors of 3224-3226 26th Street (at Horace Alley) in the Mission District. The City Attorney's Office had also been receiving emails and letters, complaining of an absurdly overcrowded building that was supposed to be 2 units, but was housing upwards of 40 people. The City Attorney had conducted a Code Enforcement Task Force Inspection on February 22, 2007 and observed people living in illegally built attic units, people living in subdivided apartments, and people living in the basement rooms which were not fit for human habitation. Also observed was an enormous amount of garbage and piles of debris. Months and months passed after inspection, and we continued to get the complaints from the public, wondering why after the City's inspection, things hadn't improved. And indeed, according to DBI records, things were not improving. Notices of violation were issued April 2, 2007 (work without permits in

attic and basement, standing water, refuse accumulation, bars obstructing emergency egress, no smoke detectors, no heat, sanitation, variety of housing code violations) November 27, 2007 (no heat and no hot water), December 19, 2007 (rodents, leaking ceiling, sanitation), an Emergency Order (signed by the Director) was issued December 20, 2007 (lack of gas and water service due to nonpayment), and another NOV on January 31, 2008 (for illegal construction). As I understand it, the City is now paying the water and gas bills to keep those services on for the tenants because the owners have refused or failed to restore those services. In addition, it is rumored that the property may be headed for foreclosure, and the owners may walk away from it, leaving a building full of tenants, and the City with the utility bills.

Code enforcement between DBI and CAO has historically worked extremely well in cases like this. The City Attorney's Office typically gets court orders requiring immediate abatement, and an award of civil penalties and attorneys fees to ensure the City is properly compensated and the owner deterred from doing this again in the future. It is incomprehensible that this case was not referred to the City Attorney's Office ages ago for litigation to address these issues. If it had, the City might have been able to get court orders against the owners. Now, even if the case is referred to the City Attorney's Office, it is unclear how much they would be able to accomplish in the short run because so much time has passed. Furthermore, by not referring the case sooner, DBI's inexplicable delay only undermines the City's legal case by implying that the conditions aren't as bad as they seem.

Why is DBI not working with the City Attorney on this case, and why has DBI stopped referring cases to the City Attorney for code enforcement violations?

In Memoriams

Maria Martinez – Supervisors Chu, Sandoval, McGoldrick, Mirkarimi

Tommy Toy – Supervisor Chu

Maria Lisa Pizzoli Gilvin – Supervisor Dufty

Enid Ng Lim – Supervisor Peskin

Michael Weller – Supervisor Peskin

Barbara Sucek – Supervisor Peskin

Linda Bien – Supervisor Peskin

Sister Bernadette Giles – Supervisor McGoldrick

Elmer Johnson – Supervisor Alioto-Pier

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OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

Ordinances

MAR 13 2008

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Introduced by Supervisors or Mayor

080346 [De-appropriating \$760,163 of Capital Projects and appropriating \$944,470 for Behavioral and Mental Health and Chronic Care in the Public Health Department for Fiscal Year 2007-2008]

Ordinance de-appropriating \$760,163 of Disability Access Capital Projects in the City Administrator's Office and appropriating \$944,470, including \$184,307 of General Fund Reserve, for Community Behavioral Health Services at Buster's Place, Mental Health Clinic Directors, and Health at Home Chronic Care Nursing in the Department of Public Health for Fiscal Year 2007-2008. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080349 [Zoning Map Amendment - 5050 Mission Street, corner of Seneca Ave]

Ordinance amending the San Francisco Planning Code by amending Zoning Map ZN 12 of the Zoning Map of the City and County of San Francisco to change the use classification of Block 6969, Lot 11, located at the southwest corner of Mission and Seneca Streets, from RH-1 (Residential, House, One Family) District to NC-3 (Moderate-scale Neighborhood Commercial) District; adopting findings, including environmental findings and findings of consistency the General Plan and the Priority Policies of Planning Code Section 101.1. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

080350 [Enterprise Zone Tax Credit Law]

Ordinance amending Section 906A of the Business and Tax Regulations Code to delete the requirement that a new job be created to obtain the Enterprise Zone Tax Credit after the effective date; to apply the credit to all newly hired Qualified Employees; to make the definition of "Qualified Employee" consistent with the state law; to conform the geographical boundaries of the San Francisco Enterprise Zone with the area approved by the State Department of Housing and Community Development; and to delete an outdated reference to the Private Industry Council. Mayor presented. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

080351 [Changing the official sidewalk width - Mission Street]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1578 to change the official sidewalk width on the north side of Mission Street west of 3rd Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both of facilities affected by the sidewalk width change; and approving a public access easement for a portion of Jessie Square. Mayor presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080359 [Appropriating \$6,778,604 for Officer Training, Inmate Housing Cost Overruns, and Compensatory Time Off for the Sheriff and Public Health Departments for Fiscal Year 2007-2008]
Ordinance de-appropriating \$323,886 of General Fund and appropriating \$600,000 of Sheriff Inmate Program Beginning Fund Balance, \$269,044 of Peace Officer Training funds, and \$5,585,674 of General Fund Reserve for peace officer training and cost overruns related to inmate housing and Compensatory Time Off in the Sheriff's Department, and jail health services in the Department of Public Health for a total appropriation of \$6,778,604 for Fiscal Year 2007-2008. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

Resolutions

080344 [Status Report on the CityBuild]

Hearing to receive an update on the progress of CityBuild's transition from a pilot project to a fully institutionalized and established workforce development program, including a discussion of projected budget, staffing, and curriculum development. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080345 [Commending Tibetan Freedom Torch and Global Human Rights Torch Relay]

Resolution commending the Tibetan Freedom Torch and the Global Human Rights Torch Relay and in their efforts to raise awareness regarding human rights violations in China and urging the San Francisco City Representatives accepting the Beijing 2008 Olympic Torch to welcome the Torch in the explicit spirit of Olympism, consistent with the United Nations Charter established in this City, and the United Nations Universal Declaration of Human Rights. Supervisor Daly presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080347 [Accept and Expend Department of Water Resources (DWR) Water Use Efficiency Grant Funds - \$200,000]

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a Department of Water Resources (DWR) Water Use Efficiency Grant in the amount of \$200,000. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080348 [Enterprise Zone Designation]

Resolution supporting California Enterprise Zone Designation for the City and County of San Francisco. Mayor, Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080352 [Commending Emeric Kalman]

Resolution commending Emeric Kalman on his many years of service to his community and participation in local government. Supervisors Elsbernd, Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080353 [Commendation for Dr. Julianne Malveaux]

Resolution commending Dr. Julianne Malveaux on her appointment as the 15th President of Bennett College for Women and proclaiming March 24, 2008 Dr. Julianne Malveaux day in San Francisco. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080354 [Save Candlestick State Recreation Area]

Resolution urging the California State Legislature to keep Candlestick State Recreation Area in the City of San Francisco open and allocate additional funding for the park to fulfill the general plan. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080355 [Supporting University of California patient care and service employees in contract negotiations]

Resolution supporting University of California low-wage patient care and service employees and the findings of Failing California's Communities: How the University of California's Low Wages Affect Surrounding Cities and Neighborhoods. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 080356 [Grant funds to support worker health and safety - \$7,360]**
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$7,360 from the University of California, Berkeley for a project entitled "Worker Health and Safety in Chinatown Restaurants," for the period of September 1, 2007 through August 31, 2008. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080357 [Approval of a 60 day extension for Planning Commission review]**
Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on a proposed Resolution that would initiate the designation of The Metro Theatre, 2055 Union Street, Lot 018 in Assessor's Block 0541, as a landmark pursuant to Section 1004.1 of the Planning Code. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080358 [Urging the State to pay expenses for special election]**
Resolution urging the California State Legislature to introduce and support legislation to pay for the expenses authorized and incurred in the preparation for and conduct of the special election proclaimed by the Governor, and the special primary election required by law, to fill the vacancy in the office of the Member of Congress from the 12th Congressional District. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 080340 [Management Audit of the Marina Yacht Harbor Fund]**
Hearing on the Management Audit of the Marina Yacht Harbor Fund. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080341 [Employer Spending Requirement (ESR)]**
Hearing request on the Employer Spending Requirement (ESR) of the Health Care Security Ordinance. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080342 [Transitional Youth Task Force Findings]**
Hearing to inform of the Transitional Youth Task Force recommendations from related report--Disconnected Youth in San Francisco: A Roadmap to Improve the Life Chances of San Francisco's Most Vulnerable Young Adults. The Task Force was formed in 2006 with over 70 agencies, community members and young people focused on key recommendations for San Francisco to improve outcomes for the city's most vulnerable young people. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080343 [Deemed Approved Off-Sale Alcohol Use Nuisance Regulation]**
Hearing to receive an update on the administration of and participation in the Deemed Approved Uses Ordinance. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED ORDINANCES

PROPOSED RESOLUTION

- 080299 [Airport Concession Lease]**
Resolution approving the Boarding Area "E" Candy Kiosk Lease between Pacific Gateway Concessions, LLC, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – March 11, 2008

Board Minutes for February 12, 2008 and February 26, 2008 approved.

Requests Granted

From: Supervisor Peskin

To: City Attorney

Requesting/Inquiring: Ordinance prohibiting use and occupancy of the upper dais in the Board of Supervisors Chamber, City Hall Room 250, by any and all persons.

From: Supervisor Elsbernd

To: Director, Municipal Transportation Agency

Requesting/Inquiring: Inquiring into the possibility of installing vehicle speed reduction devices on 14th Avenue between Ulloa and Vicente Streets.

In Memoriams

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Ordinances

- 080379 [Regulating the conditions for purchasing prior public service credit through the Retirement System]
Ordinance amending Administrative Code Sections 16.55-1 through 16.55-4 to allow miscellaneous members of the San Francisco Employees' Retirement System to purchase credit for prior public service at any time before retirement, to require the Retirement System to calculate the cost to purchase that service credit based on the normal cost percentage for that service as determined by the actuary, to require the member to pay for all of the normal cost for the service credit, to allow eligible members to choose to receive prorated service credit if they terminate an installment agreement to purchase prior public service, and to conform to changes in the applicable law and Retirement System practices. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080380 [Unsolicited Print Publications--Stop Distribution Notice]
Ordinance requiring publishers of unsolicited print publications to provide a toll-free number or an e-mail address for residents who do not want to receive such print publications; prohibiting the distribution of such print publications to residents who request not to receive such print publications; and assessing penalties. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 071002 [Laguna, Haight, Buchanan and Hermann Streets Special Use District]
Ordinance approving the Laguna, Haight, Buchanan, and Hermann Streets Special Use District (SUD) by amending the San Francisco Planning Code by adding Section 249.32 to create a new SUD bounded by Laguna, Haight, Buchanan and Hermann Streets (Assessor's Blocks 857 and portions of Assessor's Block 870) to permit a mixed-use project at the former UC Berkeley Extension property; and adopting findings, including findings under the California Environmental Quality Act. Supervisors Mirkarimi, Ammiano presented. SUBSTITUTED. Land Use & Economic Development

Resolutions

- 080381 [Resolution commending Susan Leal on her 15 years of dedicated service to the citizens of the City and County of San Francisco]
Resolution commending Susan Leal on her 15 years of dedicated service to the citizens of the City and County of San Francisco. Supervisors Duffy, Ammiano, Peskin, Maxwell, Chu, Elsbernd, Alioto-Pier, Sandoval, Mirkarimi, Daly, McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 080382 [Supporting storm water runoff requirements for federal development projects]**
Resolution supporting the storm water runoff requirements for federal development projects. Supervisors Alioto-Pier, Ammiano, Duffy, Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080383 [Condemning Oklahoma State Representative Sally Kerns' remarks directed toward the LGBT community]**
Resolution condemning Oklahoma State Representative Sally Kerns' remarks regarding the LGBT community. Supervisors Ammiano, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080384 [Gift of Funds to Office of Labor Standards Enforcement - \$33,892.65]**
Resolution authorizing the Office of Labor Standards Enforcement to accept and expend a gift in the amount of \$33,892.65 pursuant to the settlement agreement in Aubrey et al. v. Marriott International, Inc. et al. for the purpose of enforcement of the San Francisco Minimum Wage. Supervisors Maxwell, Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080385 [Commending Breathe California Golden Gate Public Health Partnership]**
Resolution recognizing Breathe California on its 100th anniversary of continuous service to the Bay Area community. Since 1908, Breathe California has been fighting lung disease through prevention, education, advocacy and patient services. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080386 [Commending California Institute of Asian Studies]**
Resolution commending California Institute of Asian Studies and proclaiming April 8, 2008 as California Institute of Integral Studies Day in San Francisco. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 080364 [Budget Analyst's report titled "Evaluation of the City's Health Promotion Programs"]**
Hearing on the Budget Analyst's report titled "Evaluation of the City's Health Promotion Programs", released March 11, 2008. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080365 [Asthma Task Force]**
Hearing on the status and implementation of Asthma Task Force recommendations and collaboration between the SFUSD and the San Francisco Asthma Task Force. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080366 [Review of the Gartner report on Technology and Information Technology in the San Francisco Police Department]**
Hearing to review the findings and recommendations of the Gartner report, completed in May 2007, on current SFPD infrastructure and opportunities to improve performance, management and decision making. The hearing will also consider SFPD's plan to address and implement changes based upon these recommendations. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Public Safety Committee.
- 080367 [Three-Year Budget Projection for FY 2008-2009 through FY 2010-2011]**
Hearing on the Three-Year Budget Projection for FY 2008-2009 through FY 2010-2011 (Joint Report). Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080368 [Back Streets Business Advisory Board]**
Hearing on the findings and recommendations of the Back Streets Business Advisory Board and presentation of the Board's final report, Made In San Francisco. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Motion

- 080369 [Directing the Office of Legislative Analyst to process suggestions by City employees on reducing or eliminating City expenditures]**

Motion directing the Office of Legislative Analyst to process suggestions by City employees on reducing or eliminating City expenditures and creating efficiencies and reporting their recommendations to the Finance Committee. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED ORDINANCES

080334 [Settlement of Lawsuit - CCSF v. Pacific Gas & Electric Company, et al.]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against PACIFIC GAS AND ELECTRIC CO., et al. on June 20, 2005, in San Francisco Superior Court, Case No. CGC-05-442416, entitled, CITY AND COUNTY OF SAN FRANCISCO, a municipal corporation v. PACIFIC GAS & ELECTRIC CO., a corporation, STACY AND WITBECK/ESQUIVEL, a joint venture, STACY AND WITBECK, INC., a corporation, ESQUIVEL GRADING AND PAVING, INC., a corporation, BAUMAN LANDSCAPE, INC., a corporation, and DOES 1 to 25, inclusive. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

080332 [Security Services Contract Approval -Guardsmark LLC]

Resolution approving the contract between the City and County of San Francisco and the Guardsmark LLC to provide security services to the Human Services Agency for the period from May 1, 2008 to April 30, 2013, in the amount of \$20,300,257. (Human Services Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

080333 [Ten Year Capital Expenditure Plan]

Resolution adopting the City's ten year capital expenditure plan for fiscal years 2009-2018. (City Administrator) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

080371 [Department of Human Resources contract for implementation services]

Resolution approving the award and execution of a \$13,563,250 29-month contract by the City and County of San Francisco, through its Department of Human Resources, to CIBER, Inc., for implementation services to integrate the City's human resources and payroll functions. (Human Resources Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – March 18, 2008

Requests Granted

From: Supervisor McGoldrick

To: Director, Department of Environment

Requesting/Inquiring: Requesting information from the Department of the Environment regarding the Urban Forest Council. Please provide our office with the UFC meeting schedules, agendas, attendance records, staffing support requirements, and budget information (all costs associated with staffing the UFC) from January 2007 to March 2008.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requests that the Department of Public Works report on the status of repairing potholes at the following locations:

Potholes

Numerous potholes on the 200 Block of Haight Street

Crosswalk collapsing on Fillmore and Waller (South side of Fillmore Street)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requests that the Department of Public Works report on the status of removing graffiti from the following locations:

Phone Switch Boxes

Northeast corner of Oak and Fillmore

Northeast corner of Octavia and Ivy

Southeast corner of Fell and Pierce

Southwest corner of Steiner and Waller

Northeast corner of Fell and Laguna (mailbox)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requests that the Department of Public Works report on the status of removing graffiti from the public property located at the following locations:

Emergency Boxes

Northeast corner of Page and Buchanan

Southeast corner of Page and Fillmore

Southeast corner of Page and Steiner

Southwest corner of Steiner and Hayes

Southwest corner of Divisadero and Oak

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requests that the Department of Public Works report on the status of removing graffiti from the utility poles at the following locations:

Wood

Across 370 Page

728 Page

Southeast corner of Fillmore and Oak

490 Page

Southwest corner of Ivy and Gough

Southeast corner of Octavia and Gough

Southeast corner of Fell and Buchanan

Northeast corner of Laguna and Lily

Tree on southeast corner of Ivy and Gough

490 Hayes

Bus shelter on Buchanan and Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requests that the Department of Public Works report on the status of removing graffiti at the following private property locations:

661 Divisadero

546 Haight Street

294 Haight Street

352 Buchanan

451 Hayes Street

425-431 Buchanan

451 Octavia

457-459 Hayes

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requests that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner of Laguna and Page

Northwest corner of Fillmore and Hayes

Southeast corner of Fillmore and Haight

San Francisco Chronicle

Southeast corner of Laguna and Page

Northwest corner of Fillmore and Hayes

Examiner

Northwest corner of Fillmore and Hayes

Northwest corner of Hayes and Gough

SF Daily

Northwest corner of Hayes and Gough

City Star

Northwest corner of Hayes and Gough

Onion

Northeast corner of Fillmore and Waller

Northwest corner of Hayes and Gough

Southeast corner of Divisadero and Page

SF Weekly

Southwest corner of Hayes and Webster

Southeast corner of Masonic and Haight

In Memoriams

Geraldine May Haggerty – Supervisor Ammiano

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Ordinances

- 080404 [Appropriating \$593,490,962 of proceeds from the sale of bonds for capital improvement projects at the San Francisco International Airport for Fiscal Year 2007-2008]
Ordinance appropriating \$593,490,962 of proceeds from the sale of bonds for capital improvement projects at the San Francisco International Airport for Fiscal Year 2007-2008. Place total appropriation of \$593,490,962 on Controller's Reserve pending sale of the bonds. Mayor, Supervisor Chu presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080406 [Office Building After-Hours Lighting]
Ordinance amending the San Francisco Environment Code by adding a new Chapter 9 to conserve electricity by prohibiting commercial buildings from lighting unoccupied interior spaces after business hours; and to make environmental findings. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 080407 [Subdivision Code - definition of conversion]
Ordinance amending the San Francisco Subdivision Code Section 1308 to modify the definition of conversion to include specified air space subdivisions of existing residential structures; and making environmental findings. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 071464 [Zoning - Ordinance Creating the Excelsior Alcohol Restricted Use District]
Ordinance amending the San Francisco Planning Code by adding Section 785 to create an Excelsior Alcohol Restricted Use District prohibiting new off-sale liquor establishments and providing for a five-year sunset provision; amending Sectional Maps SU 11 and SU 12 of the Zoning Map of the City and County of San Francisco to establish the boundaries of the Excelsior Alcohol Restricted Use District, which generally consist of the blocks and lots fronting both sides of Mission Street from Silver Avenue to the Daly City border; adopting findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisors Sandoval, Peskin presented. ASSIGNED to Land Use and Economic Development Committee.

Resolutions

- 080391 [Commending Tibetan Freedom Torch and Global Human Rights Torch Relay]
Resolution commending the Tibetan Freedom Torch and the Global Human Rights Torch Relay in their efforts to raise awareness regarding human rights violations in China and urging the San Francisco City Representatives accepting the Beijing 2008 Olympic Torch to welcome the Torch in the explicit spirit of Olympism, consistent with the United Nations Charter established in this City, and the United Nations Universal Declaration of Human Rights. Supervisors Daly, Amunio, Mirkarimi presented. RECEIVED AND ASSIGNED to Rules Committee.

- 080405 [Aerial spraying of pesticides to eradicate the Light Brown Apple Moth]**
Resolution opposing aerial spraying over the City and County of San Francisco of pesticides designed to eradicate the Light Brown Apple Moth. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080409 [Urging safe approach to controlling Light Brown Apple Moth]**
Resolution urging the State of California to make maximum use of safe and tested ground-based approaches to control the Light Brown Apple Moth; complete an environmental impact report prior to the inception of any aerial spray program; and ensure that the California EPA Office of Environmental Health Hazard Assessment conducts an independent human health risk assessment of any LBAM aerial spray program prior to its inception. Mayor, Supervisors Duffy, Ammiano presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080410 [Summerbridge at San Francisco University High School Day]**
Resolution declaring Thursday, March 27, 2008 Summerbridge at San Francisco University High School Day. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080411 [Supporting public access to information regarding the Olympic torch route]**
Resolution supporting public access to information regarding the Olympic torch route through San Francisco. Supervisors Ammiano, Mirkarimi, Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080412 [Mortgage Credit Certificates]**
Resolution authorizing an application to the California Debt Limit Allocation Committee to permit the issuance of Mortgage Credit Certificates. Supervisor Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080413 [Commending Asian Chefs Foundation]**
Resolution commending Asian Chefs Foundation in the fight against human trafficking. Supervisor Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080414 [Extending the life of Western SoMa Citizens Planning Task Force]**
Resolution extending the life of the Western SoMa Citizens Planning Task Force. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080415 [19th Avenue corridor speed limit reduction]**
Resolution urging the MTA to support Caltrans' recommendation to lower the speed limit along the 19th Avenue corridor from 35 mph to 30 mph. Supervisor Elsbernd presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080416 [Ed Harrington Day]**
Resolution commending Controller Ed Harrington for 17 years of exemplary service to the City and County of San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080417 [National Start! Walking Day]**
Resolution proclaiming April 16, 2008 as "National Start! Walking Day" in San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080418 [Endorsing solar powered parking meters]**
Resolution endorsing the use of solar powered parking meters. Supervisor Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 080421 [Commending the Latino Community Foundation on the occasion of their Third Annual Gala and for their new Latino Children and Youth Initiative]**
Resolution commending the Latino Community Foundation on the occasion of their Third Annual Gala and for their new Latino Children and Youth Initiative. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080422 [Memorializing the one-year anniversary of the death of Ruby Ordeñana]**
Resolution memorializing the one-year anniversary of the death of Ruby Ordeñana. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 080390 [Mayor's additional Budget Instructions of March 18, 2008]**
Hearing on the Mayor's additional Budget Instructions of March 18, 2008. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080400 [Bay Area's effort to link performance targets to Land Use]**
Hearing on the Bay Area's effort to link performance targets to Land Use. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080401 [Large building safety procedures]**
Hearing on crane safety procedures currently in place in San Francisco in light of recent accidents involving cranes that have occurred in New York City and Miami. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080402 [Development of a user friendly online centralized database of affordable rental and onwership units]**
Hearing on the development and maintenance of a user friendly online centralized database of affordable rental and ownership units. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080403 [San Francisco children and youth needing residential treatment]**
Hearing on the status and future plans for agency coordination for San Francisco children and youth needing residential treatment placed through probation, behavioral health, and child welfare. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Motions

- 080408 [Amending Board Rule 6.13 - Access to upper dais in the Board of Supervisors Chamber]**
Motion amending Rule 6.13 of the Board Rules of Order to prohibit use of the upper dais in the Board of Supervisors Chamber. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080419 [Amending the FY 2007-2008 schedule of audits to be conducted of programs of City and County departments by the Budget Analyst]**
Motion amending the FY 2007-2008 schedule of audits to be conducted of programs of City and County departments by the Budget Analyst to include an audit of the Communities of Opportunity (COO) program. Supervisors Peskin, Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080420 [Waiver permitting City Employees to assist the Department of Elections with the April 8, 2008 election]**
Motion granting a waiver from the prohibition imposed by Charter section 13.104.5, to permit City employees to assist the Department of Elections with the April 8, 2008 election. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080423 [Appointment, Planning Commission - Ron Miguel]**
Motion approving the Mayor's appointment of Ron Miguel to the Planning Commission term ending June 30, 2008. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

080424 [Appointment, Planning Commission - Ron Miguel]

Motion rejecting the Mayor's appointment of Ron Miguel to the Planning Commission term ending June 30, 2008. (Mayor) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

080338 [Zoning Map Amendments in connection with the Bayview Hunters Point Area Plan]

Ordinance amending Zoning Map Sheets 8, 9, 10, and 10 SU of the City and County of San Francisco Planning Code to replace various M-1 and M-2 zones with PDR-1, PDR-2, and special use district designations in the South Basin and Northern Industrial areas of the Bayview Hunters Point Study Area, consistent with the Bayview Hunters Point Area Plan; and adopting General Plan, Planning Code Section 101.1, and environmental findings. (Planning Department) . ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

080339 [Bayview Rezoning]

Ordinance amending the Planning Code by adding Sections 121.5, 121.7, 210.7, 210.8, 210.9, 230 and 249.32 and amending Sections 204.3, 204.4, 210, 210.6, and 213 through 227 to create a new Design and Development Special Use District and modify the existing M (Industrial) Districts to establish PDR-1 (Light Industrial Buffer) and PDR-2 (Production, Distribution and Repair) Districts and specify the use controls for activities in the PDR Districts, which generally will principally permit light manufacturing, wholesale and repair activities, prohibit or require a conditional use permit for heavy industry, prohibit housing, limit the size of retail and office uses, place controls on subdivision of large lots, provide accessory use guidelines and regulate the demolition of industrial buildings. (Planning Department) . ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

080337 [Authorizing the Sheriff to execute contracts with the State]

Resolution authorizing the Sheriff's Department to execute contracts with the California Department of Corrections and Rehabilitation (CDCR) for the care and confinement of inmates/parolees while pending probable cause determination, revocation of parole or being returned to custody. (Sheriff) . RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080362 [Amending a contract with anticipated expenditures in excess of \$10 million]

Resolution approving the Eleventh Amendment to the Agreement between the City and County of San Francisco (Purchaser) and Sunset Scavenger Company (Contractor) for sludge hauling, extending the term of the contract by one year to May 31, 2009 and increasing the total compensation to the Contractor by \$3 million, pursuant to San Francisco Charter Section 9.118(b). (Office of Contract Administration) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

080363 [Professional services agreement to provide professional engineering services]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute an amendment to increase the amount of a professional services agreement with URS Corporation by \$1,900,000, for a total revised agreement amount of \$13,900,000. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – March 25, 2008

Board Minutes for March 4, 2008 approved.

Requests Granted

From: Supervisor Elsbernd

To: City Attorney

To: Controller

Requesting/Inquiring: Requesting the City Attorney to prepare an opinion on the legal feasibility of a City-mandated automatic furlough for all non-essential, non-public safety and public health employees from December 26 through January 1. Also requesting the Controller's Office to prepare a cost estimate of the potential savings that would result from the furlough described above.

From: Supervisor McGoldrick

To: Controller

Requesting/Inquiring: Inquiring that the Controller verify all available funds in the Mayor's Energy Conservation Account (MECA) and that the Controller subsequently draft an ordinance that would reserve all available funds in this account pending the clarification of fund used by the Board of Supervisors.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the public property located at the following locations:

Emergency Boxes:

Northeast corner of Page and Buchanan

Southeast corner of Page and Fillmore

Southeast corner of Page and Steiner

Southwest corner of Steiner and Hayes

Southwest corner of Divisadero and Oak

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from utility poles and bus shelters at the following locations:

Wood:

Southwest corner of Ivy and Gough

Southeast corner of Octavia and Gough

Southeast corner of Fell and Buchanan

Northeast corner of Laguna and Lily

Tree on southeast corner of Ivy and Gough

490 Hayes

Bus Shelters:

Northeast corner of Buena Vista and Haight
Haight and Divisadero, two shelters
Stanyan and Oak
Buchanan and Haight
8th and Irving

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of repairing potholes at the following locations:

Potholes:

Numerous potholes on the 200 Block of Haight Street
Crosswalk collapsing on Fillmore and Waller (South side of Fillmore Street)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Phone Switch Boxes:

Northwest corner of Oak, near gas station
Northeast corner of Octavia and Ivy
Southeast corner of Scott and Haight
Southwest corner of Broderick and Fell
Southwest corner of Haight and Webster (fire hydrant)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

Southeast corner of Franklin and Hayes- (also kiosk-parking lot)

546 Haight Street

250 Scott Street

361 Ivy Street

Tower Valet Parking, southeast corner of Octavia and Hayes

Parking lot on Hayes between Octavia and Gough

Tower Valet Parking, southwest corner of Grove and Gough

Tower Valet Parking, northwest corner of Grove and Gough

839 Haight Street

425-431 Buchanan Street

1226 9th Avenue

Lincoln and 6th Avenue, garage door

321 Lincoln Way

446 Cole Street

400 Lincoln Way
1908 Page Street
1889 Lincoln Way

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian:

Southeast corner of Laguna and Page

Northwest corner of Fillmore and Geary

Southeast corner of Fillmore and Haight

San Francisco Chronicle:

Southeast corner of Laguna and Page

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

San Francisco Examiner:

Northwest corner of Fillmore and Hayes

Northwest corner of Hayes and Gough

Southeast corner of Haight and Fillmore

SF Daily:

Northwest corner of Hayes and Gough

City Star:

Northwest corner of Hayes and Gough

Onion:

Northeast corner of Fillmore and Waller

Northwest corner of Hayes and Gough

Southeast corner of Divisadero and Page

SF Weekly:

Southwest corner of Hayes and Webster

Southeast corner of Masonic and Haight

Southeast corner of Haight and Fillmore

In Memoriams

Emeric Kalman – Entire Board

Herbert S. "Herb" Berkman – Supervisor Duffy

BOARD of SUPERVISORS



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San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
April 1, 2008

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

- 080425 [Reserving \$3,000,000 of Solar Incentive Program funding in the Public Utilities Commission for Fiscal Year 2007-2008]

Ordinance reserving \$3,000,000 of Solar Incentive Program funding in the Public Utilities Commission for Fiscal Year 2007-2008. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 080436 [Authorizing the passthrough from landlord to residential tenant of specified percentages of water and sewer services cost increases imposed through adoption of water and sewer rates after July 1, 2002, to provide incentives for the conservation of water]

Ordinance amending the San Francisco Administrative Code to encourage water conservation by authorizing landlords to pass through to tenants fifty percent of increased water and sewer bill charges resulting from the adoption of water and sewer rates after July 1, 2002, and the passthrough to tenants of seventy percent of increased water and sewer bill charges resulting from the adoption of water and sewer rates after July 1, 2002, where specified water conservation devices have been installed in all rental units and common areas of a building; and providing for passthrough administration, noticing and enforcement procedures. Supervisor Alioto-Pier presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

- 080437 [Public information officers; emergency service]

Ordinance amending the San Francisco Administrative Code by adding Section 7.20, to require all City public information officers to attend annual training in emergency communications to be provided by the Department of Emergency Management, require the Department of Emergency Management to prepare a plan for coordinating and directing the activities of public information officers during a local emergency, and restate the responsibilities of public information officers as disaster service workers. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Public Safety Committee.

DOCUMENTS DEPT.

APR - 3 2008

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080438 [Prohibiting Smoking in Enclosed Areas, Certain Unenclosed Areas, and Sports Stadiums]

Ordinance updating findings based on recent studies; amending San Francisco Health Code Sections 1009.20, 1009.21, 1009.22, 1009.23, 1009.25, and 1009.81, and adding Sections 1009.26, 1009.27, 1009.28, and 1009.29, to prohibit smoking in 1) business establishments and bars regardless of whether owner-operated, 2) common areas of multi-unit housing complexes, 3) tourist lodging facilities, 4) tobacco shops, 5) charity bingo games, 6) taxicabs and other motor vehicles for hire, 7) unenclosed dining areas of restaurants, 8) service waiting areas, 9) areas within twenty feet of entrances to private, nonresidential buildings, 10) farmers markets, and 11) vehicles owned by the City and County of San Francisco; establishing obligations for property owners and managers to prevent smoking in prohibited areas, defining secondhand smoke from a business establishment located in a mixed-use residential and commercial building as a nuisance; adding administrative procedures and penalties; deleting criminal penalties; adding provisions for cost recovery and liens; adding provisions for private enforcement of the ordinance, and making conforming changes in the Police Code by repealing Sections 53, 53.1, and 1098, and in the Health Code by repealing Section 1009.24. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

080441 [Regulating Overtime for City Employees]

Ordinance amending Section 18.3-1 of the Administrative Code, to limit overtime hours to no more than 80 in a regular work week except for work performed by uniformed ranks of the Police and Fire Departments or for emergency or critical service needs, if such emergency or critical service need is approved by appropriate officials. Mayor, Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080442 [Recreation and Park Department - County Fair Building & Botanical Garden Facility Rental Fees]

Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by adding Section 12.46, to establish facility rental fees for the County Fair Building and Botanical Garden. Mayor presented. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

080444 [Appropriating \$275,237 of Beginning Fund Balance for Grievance Arbitration Expenses and Workers' Compensation Settlement Costs in the War Memorial for Fiscal Year 2007-2008]

Ordinance appropriating \$275,237 of Beginning Fund Balance for Grievance Arbitration Expenses and Workers' Compensation Settlement Costs in the War Memorial for Fiscal Year 2007-2008. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080445 [Establishment and Membership of Inpatient Mental Health Care Task Force]

Ordinance adding Sections 114.1 – 114.3 of the San Francisco Health Code to establish an Inpatient Mental Health Care Task Force to advise on the funding and other issues relating to inpatient psychiatric care; specifying that the number of members is 17; and stating the purposes of the task force and providing for a sunset provision. Supervisor Mirkarimi presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080380 [Unsolicited Print Publications--Stop Distribution Notice]

Ordinance amending Section 184.69 – 184.72 and 184.74 of the Public Works Code to require publishers of unsolicited print publications to provide a toll-free number or an e-mail address for residents who do not want to receive such print publications; to prohibit the distribution of such print publications to residents who request not to receive such print publications; and to assess penalties. Supervisor Mirkarimi presented. SUBSTITUTED.

Resolutions

080435 [Funds to support public health emergency preparedness]

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$468,469 from the California Department of Public Health (CDPH) Emergency Preparedness Office, to fund the Hospital Preparedness Program; for the period of September 1, 2007 through August 8, 2008. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080439 [Grant to fund rapid HIV tests in San Francisco]

Resolution authorizing the San Francisco Department of Public Health (DPH), to accept and expend retroactively a new three-year grant from the California Department of Public Health (CDPH) in the amount of \$731,070, including a retroactive contract with University of California – San Francisco (UCSF) which includes a 12 percent contingency for a total of \$781,839 to support the project entitled “Expanded and Integrated Human Immunodeficiency Virus (HIV) Testing of Populations Disproportionately Affected by HIV (Primarily African Americans);” for the period of October 1, 2007 through September 30, 2010. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080440 [Grant to support technical assistance for an HIV/AIDS project]

Resolution authorizing the San Francisco Department of Public Health (DPH), to accept and expend retroactively a new grant from the Bill and Melinda Gates Foundation in the amount of \$215,928, including a retroactive contract with Public Health Foundation Enterprises, Inc. (PHFE) in the amount of \$207,198, for the “China MSM: Technical Assistance” project; for the period of January 1, 2008 through December 31, 2008. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080447 [Adopting the State of California's Energy Priorities]

Resolution adopting the State of California's Energy Priorities as stated in the Energy Action Plan of 2003 and Energy Action Plan II of 2005 which are, in the following order, energy efficiency and demand response, renewable energy and lastly clean fossil generation. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080448 [Accept-Expend Grant - Juvenile Probation Department - \$62,500]

Resolution authorizing the Juvenile Probation Department to accept and expend a grant in the amount of \$62,500 from the Annie E. Casey Foundation to support juvenile justice reform activities at the Juvenile Probation Department. Supervisor Elsbernd presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080449 [Commending Marc Randall]

Resolution commending Marc Randall for his service and leadership in San Francisco through the Recreation and Parks Department. Supervisor Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080450 [Commending the San Francisco Planning and Urban Research Association on the groundbreaking of SPUR's new Urban Center]

Resolution commending the San Francisco Planning and Urban Research Association on the groundbreaking of SPUR's new Urban Center. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

080434 [SFUSD schools admission process]

Hearing on the San Francisco Unified School District schools admission process. Supervisor Chu presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080446 [Foot Beat Patrol Program Evaluation]

Hearing before the Public Safety Committee for the purpose of receiving the findings and recommendations of the foot patrol program evaluation completed by Public Safety Strategies Group, a consultant retained by the Controller's office, to fulfill the requirements of Board of Supervisors file #061453. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Public Safety Committee.

080451 [Fiscal Year 2008/09 budget status updates]

Hearing to consider Fiscal Year 2008/09 budget status updates. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

Motion

- 080430** [Confirming the reappointment of Thomas Mazzucco to the San Francisco Police Commission]
Motion confirming the Mayor's nomination of, and reappointing, Thomas Mazzucco to the San Francisco Police Commission for a four-year term ending April 30, 2012. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

- 080392** [Approval of the amendment of the Mental Health Services Act (MHSA) Agreement]
Resolution approving the amendment of the MHSA Agreement to include the MHSA Housing budget of \$9,877,600 comprised of the MHSA Housing allocation of \$7,714,400 and One-Time Augmentation to the MHSA Community Services and Supports of \$2,163,200 and the assignment of these funds to CalHFA for investing in appropriate investment vehicles, underwriting of capital loans, determination of operating subsidies, disbursement of funds to approved housing developments, and continued monitoring of the project development. (Public Health Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080393** [Street Artist Winter Holiday Spaces]
Resolution approving continuous designation of temporary selling spaces in the Downtown area and at Harvey Milk Plaza for street artists certified by the Arts Commission, City and County of San Francisco, for each year's winter holiday season, beginning on November 15 and ending on January 15. (Arts Commission) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080394** [Apply For-Accept-Expend Federal Funding - Community Development Block Grant]
Resolution approving the 2008/09 Community Development Block Grant (CDBG) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's 2008/09 Community Development Block Grant Program entitlement from the U.S. Department of Housing and Urban Development (HUD) together with Program Income and Reprogrammed Funds, totaling \$22,617,052. (Mayor) . RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080395** [Apply For-Accept-Expend Federal Funding - Emergency Shelter Grants Program]
Resolution approving the 2008/09 Emergency Shelter Grant (ESG) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's 2008/09 Emergency Shelter Grant Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of \$944,908. (Mayor) . RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080396** [Apply For-Accept-Expend Federal Funding - HOME Program]
Resolution approving the 2008/09 HOME Investment Partnership (HOME) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's 2008/09 HOME Program entitlement from the U.S. Department of Housing and Urban Development (HUD) together with Reprogrammed Funds, totaling \$7,740,804. (Mayor) . RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080397** [Agreement to Purchase Property in Tuolumne County]
Resolution approving and authorizing an agreement for the purchase of approximately 39 acres of unimproved land near Moccasin in Tuolumne County, for the protection of water quality for a purchase price of \$376,000; adopting findings that the conveyance is exempt from Environmental Review and is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Clerk to Act – April 1, 2008

Board Minutes for March 11, 2008 approved.

Requests Granted

From: Supervisor Sandoval

To: Director, 311 Call Center

Requesting/Inquiring: Requesting that the Clerk of the Board draft a letter to the Director of 311 asking for the call center's procedures for referring violations of the Planning Code, including property owners who have paved over their required front-yard landscaped setback. The Director's response should include efforts to educate call center operators so that they can recognize violations of the planning code.

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: Directing the City Attorney to draft legislation that will suspend any purchases of new city vehicles effective immediately, in light of the severe city budget deficit.

From: Supervisor Mirkarimi

To: Controller

Requesting/Inquiring: Requesting that the Controller act on the following: 1) determine the number of Public Information Officers Citywide. 2) Determine the number of Public Information Officers funded by General Fund versus non GF departments- determine the number of essential versus non-essential positions. 3) Assess and determine the need for civilian versus sworn Public Information Officers in public safety/law enforcement agencies. 4) Predicated on this information, draft a Negative Supplemental Appropriation that strives toward a 50 percent reduction in Public Information Officers.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removal of abandoned property and emptying of overflowing trash receptacles:

Abandoned property:

Couch at 225 Pierce Street

Clothing and furniture at the northwest corner of Fillmore and Oak

Mattress at 505 Fillmore

Trash Receptacle:

Northwest corner of Fillmore and Grove

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following private property locations:
666 Octavia Street-Southeast corner of Octavia and Fulton
615-617 Octavia Street-Southwest corner of Octavia and Birch
322A-B Linden between Octavia and Gough
445 Hayes between Octavia and Gough—markings are on Linden
297 Page Street-Southeast corner of Page and Laguna
421 Laguna Street
355 Laguna Street
207 Laguna Street
525 Gough between Grove and Fulton-whole side of the building used by parking lot filled with graffiti
428-428A Grove Street- between Octavia and Gough

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following City-owned locations:

Stoplight control boxes:

Southeast corner of Fillmore and Fell

Northeast corner of Haight and Ashbury

Street Cleaning Signs:

519 Ashbury

1332 Waller

1320 Waller

Police Call Box:

Southeast corner of Oak and Scott

Stop Sign:

Northwest corner of Ashbury and Waller

Trash receptacle:

Northwest corner of Fillmore and Grove

Pedestrian Overpass:

Geary overpass stair riser wall on the east side of Hamilton Recreation Center on Steiner between Post and Geary

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Chronicle:

Northwest corner of Fillmore and Post

Southwest corner of Haight and Clayton

Onion:

Southeast corner of Oak and Broderick

In Memoriams

Ling Ding Lee – Supervisor Peskin

Isabel Casciato – Supervisor Elsbernd

BOARD of SUPERVISORS



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Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
April 8, 2008

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

- 080477 [Waiver of temporary street space occupancy fee on May 17, 2008 for Small Business Week Sidewalk Sale]
Ordinance waiving the fee in Public Works Code Section 724.1(b) for temporary street space occupancy in certain sections of the City on Saturday, May 17, 2008 as part of Small Business Week. Supervisor Dufty presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080478 [Height Map Amendment - Rezoning Block 5323, Lots 13, 14, 14A, 15, 15A And 15B On Third Street And Mendell Street, From A 105-A Height And Bulk Limit To A 55-X Height And Bulk Limit]
Ordinance amending the San Francisco Planning Code by amending Height Map HT 10 of the Zoning Map of the City and County of San Francisco to change height and bulk limit for Block 5323, lots 13, 14, 14A, 15, 15A and 15B, located at the intersection of Third Street and Mendell Street, from 105-A to 55-X; adopting findings, including environmental findings and findings of consistency the General Plan and the Priority Policies of Planning Code Section 101.1. Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 080479 [Creating a Public Services Advisory Board]
Ordinance creating a Public Services Advisory Board, comprised of eleven voting members appointed by the Board of Supervisors; requiring the advisory board within eighteen months of its initial meeting to submit a report to the Board of Supervisors on matters pertaining to the performance of public services by private entities; authorizing the advisory board to submit other reports or recommendations to the Board of Supervisors and to communicate with the Board of Supervisors, other government entities, and the public on matters pertaining to public services; and providing for the sunset of the advisory board in two years. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080480 [Regulation of Newsracks: Amendment of Space Allocation Provisions of Fixed Pedestal Newsrack Program]
Ordinance amending Section 184.12 of the San Francisco Public Works Code to provide that priority in allocation of space in fixed pedestal newsracks shall be given to publications that were historically distributed from freestanding newsracks at the locations of the fixed pedestal newsracks and that are published one or more times per week. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

DOCUMENTS DEPT.

APR 11 2008

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- 080481 [Settlement of Lawsuits - M-J SF Investments, LLC]**
Ordinance authorizing settlement of two lawsuits filed by M-J SF Investments, LLC, against the City and County of San Francisco for \$5,163 in costs to the City and County of San Francisco; the first lawsuit was filed on April 6, 2006, in San Francisco Superior Court, Case No. CGC-06-451001; entitled M-J SF Investments, LLC, et al., v. City and County of San Francisco, et al; the second lawsuit was filed on September 21, 2007, in San Francisco Superior Court, Case No. CPF-07-507496; entitled M-J SF Investments, LLC, et al., v. City and County of San Francisco, et al; other material terms of said settlement are set forth in the Settlement Agreement and Release of Claims contained in Board of Supervisors File No. 080481. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080482 [Public Employment - Various City Departments]**
Draft ordinance amending Ordinance No. 175-07 (Annual Salary Ordinance FY 2007-2008) to reflect the deletion of various positions with annual salaries exceeding \$150,000 in the City Attorney's Office, the District Attorney's Office, the Department of Public Works, the Department of Telecommunications and Information Services, and the Public Defender's Office. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080483 [Preference in Inclusionary Housing for Certificate of Preference Holders]**
Ordinance amending Planning Code Sections 315.4 and 315.5 to provide that individuals who hold certificates of preference from the San Francisco Redevelopment Agency shall receive preference for thirty percent (30%) of the on- and off-site units generated by the Residential Inclusionary Affordable Housing Program; and making findings including findings under the California Environmental Quality Act. Mayor presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

Resolutions

- 080475 [Presidio Neighborhood Representative Work Group]**
Resolution re-establishing the Presidio Neighborhood Representative Work Group to be comprised of representatives from affected neighborhoods and City Departments. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080476 [Grant funds to support nutrition services]**
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend a three-year grant in the amount of \$343,000 from the Vitamin Cases Consumer Settlement Fund to support the "Women's Nutritional Awareness Project," for the period of July 1, 2008 through June 30, 2011. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080484 [Sublease of Real Property at 555 Polk Street]**
Resolution authorizing the sublease of 9,000 square feet of office space in the building located at 555 Polk Street for the Community Justice Center through the Department of Public Health. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080485 [General Obligation Refunding Bonds]**
Resolution approving the form of and authorizing the distribution of a preliminary official statement relating to the issuance of City and County of San Francisco General Obligation Refunding Bonds and authorizing the preparation, execution and delivery of a final official statement; acknowledging the receipt of certain information relating to such Refunding Bonds; ratifying the approvals and terms and conditions of a previous resolution; and related matters. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080486 [Recognizing San Jose State University for bringing awareness to the United States Food and Drug Administration's discriminatory policy on blood donations which singles out gay men]**
Resolution recognizing San Jose State University for bringing awareness to the United States Food and Drug Administration's discriminatory policy on blood donations which singles out gay men. Supervisors Sandoval, Ammiano, Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 080487 [Urging the United States Congress to save the Commodity Supplemental Food Program (CSFP), restore the thousands of people cut from the program since 2003, and expand the program to meet the increasing need]**
Resolution urging the United States Congress to save the Commodity Supplemental Food Program (CSFP), restore the thousands of people cut from CSFP since 2003, and expand the program to meet the increasing need. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080489 [Grant funds to support HIV prevention activities]**
Resolution authorizing the San Francisco Department of Public Health (DPH), to enter retroactively into an agreement in the amount of \$44,408 with the Public Health Foundation Enterprises (PHFE), the primary contractor, to fund a project entitled "Reducing Sexual Risk among Episodic Substance Using MSM;" for the period of September 30, 2007 through September 29, 2008. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080490 [Urging the California Legislature to pass Senate Bill 1066]**
Resolution urging the California Legislature to pass Senate Bill 1066 and instructing the City's lobbyist to work toward this goal. This Bill eliminates discrimination based on age and sexual orientation, increases access to employer-provided health insurance for opposite-sex couples, and brings uniformity to domestic partner laws in California. Supervisors Ammiano, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080491 [Supporting an independent analysis of the SFPUC's proposed "Combustion Turbine Peaker Project"]**
Resolution supporting a request for an independent analysis of the SFPUC's proposed "Combustion Turbine Peaker Project" to update the Cal-ISO/SFPUC 2004 Action Plan for San Francisco to a 2008 Action Plan that will include the 400 Megawatts provided by Transbay Cable, improvements in renewable energy technologies, municipal solar projects, transmission and reconductoring upgrades and demand response. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080492 [Accept-Expend State Grant - Chief of Police - \$65,000]**
Resolution authorizing the Chief of Police for the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$65,000.00 (Sixty-Five Thousand dollars) from the California Department of Boating and Waterways to purchase miscellaneous boating equipment for use in boating safety and law enforcement activities. Supervisor Elsbernd presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080493 [National Crime Victims' Rights Week - April 13-19, 2008]**
Resolution proclaiming the week of April 13-19, 2008, as National Crime Victims' Rights Week. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080494 [1858 Black Exodus to Victoria, British Columbia]**
Resolution expressing profound regret for the 1858 exodus of hundreds of Black residents of San Francisco to Victoria, British Columbia because of the legalized brutality and injustices that were visited upon them based upon such legislation as the 1850 Civil Practices Act, that disqualified Blacks from testifying against whites, the Fugitive Slave Act of 1852 and the proposed Assembly Bill 339 in 1858 that was "An Act to restrict and prevent the immigration to and residence in the State of Negroes and mulattos." Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080495 [Extending the Asthma Task Force Membership to June 30, 2011]**
Resolution extending the Asthma Task Force Membership to June 30, 2011. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080496 [Supporting a fiscal feasibility study of the SFPUC's proposed "Combustion Turbine Peaker Project"]**
Resolution supporting a fiscal feasibility study of the SFPUC's proposed "Combustion Turbine Peaker Project" as required under Section 29.1(c)(4) of the Administrative Code. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Hearings

080469 [Presidio Fire Station]

Hearing on the Presidio Fire Station. The hearing will examine the impact of current staffing levels at the Presidio Fire Station on the San Francisco Fire Department. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080470 [Cristo Rey Network]

Hearing on the Cristo Rey Network. The Cristo Rey Network is a national association of high schools that provide quality, Catholic, college preparatory education to urban young people who live in communities with limited educational options. The hearing would explore the benefits of the Cristo Rey Program with the goal of increasing its presence in San Francisco. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

080471 [Protests on the Golden Gate Bridge]

Hearing on the protests on the Golden Gate Bridge. The hearing will examine how the protesters got on and climbed the cables on the Golden Gate Bridge on Monday, April 7, 2008. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Rules Committee.

080472 [San Francisco County Transportation Authority]

Hearing on the San Francisco County Transportation Authority's 19th Avenue/Park Presidio Boulevard Transportation Plan Final Report. Supervisors Elsbernd, Chu presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080473 [Status Report on the HopeSF Program]

Hearing to consider an update on the progress and implementation of the HopeSF Program, established to rebuild distressed public housing sites in San Francisco. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

080332 [Security Services Contract Approval - Guardsmark LLC]

Resolution approving the contract between the City and County of San Francisco and the Guardsmark LLC to provide security services to the Human Services Agency for the period from May 1, 2008 to April 30, 2013, in the amount of \$21,100,370. (Human Services Department) . RECOMMENDED AS AMENDED.

Clerk to Act – April 8, 2008

Board Minutes for March 18, 2008 approved.

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Phone Switch Boxes

Northwest corner of Haight and Steiner

Northeast corner of Octavia and Ivy

Southeast corner of Scott and Haight

Southeast corner of Buchanan and Fell

City Trash Cans

Southwest corner of Buchanan and Hayes

Mailboxes

Hayes and Laguna

Eddy and Steiner

Haight and Octavia

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of repairing potholes at the following locations:

Crosswalk collapsing on Fillmore and Waller (South side of Fillmore Street)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from utility poles at the following locations:

Wood

Southwest corner of Ivy and Gough

Southeast corner of Octavia and Gough

Southeast corner of Fell and Buchanan

Northeast corner of Laguna and Lily

Tree on corner of Fell and Grove

490 Hayes

8th and Irving

Bus Shelters

Northeast corner of Buena Vista and Haight

Haight and Divisadero, two shelters

Stanyan and Oak

Fillmore and McAllister

Oak and Hayes

Haight and Fillmore
Haight and Buchanan
Crosswalks and Stop Signs
Fillmore and Waller (crosswalk and stop signs)
Fillmore and Haight (stop signs)

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the public property located at the following locations:

Emergency Boxes
Northeast corner of Page and Buchanan
Southeast corner of Page and Fillmore
Southeast corner of Page and Steiner
Southwest corner of Steiner and Hayes
Southwest corner of Divisadero and Oak

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following private property locations:
Haight and Scott (The Vanguard Real Estate Business)

546 Haight
799 Haight
498 Haight
428 Haight
226 Haight
104 Haight
696 Haight
839 Haight
425-431 Buchanan
383 Grove
385 Grove
432 Grove
200 Octavia
626 Fell
Geary and Steiner (the wall on the southwest corner of the walking bride)
451 Hayes
525 Gough
355 Laguna
425-427 Laguna
600 Fell
636 Laguna
363-365 Grove

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner of Laguna and Page

Northwest corner of Fillmore and Geary

Southeast corner of Fillmore and Haight

In front of 497 Oak Street

San Francisco Chronicle

Southeast corner of Laguna and Page

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Irving and 9th Avenue

Irving and 7th Avenue

Examiner

Northwest corner of Fillmore and Hayes

Northwest corner of Hayes and Gough

Southeast corner of Haight and Fillmore

SF Daily

Northwest corner of Hayes and Gough

City Star

Northwest corner of Hayes and Gough

Onion

Northeast corner of Fillmore and Waller

Northwest corner of Hayes and Gough

Southeast corner of Divisadero and Page

SF Weekly

Southwest corner of Hayes and Webster

Southeast corner of Masonic and Haight

Southeast corner of Haight and Fillmore

From: Supervisor Alioto-Pier

To: Chief of Fire Department

Requesting/Inquiring: The jurisdiction of the fire station in the Presidio, Ft. Mason and Ft. Baker. The Presidio Fire Station is currently understaffed. As a result the SFFD is often called on to assist the Presidio Fire Department in those locations. I respectfully request the SFFD provide information on the frequency and cost of providing such assistance since the creation of the Presidio Trust.

In Memoriams

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
April 15, 2008

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

Introduced by Supervisors or Mayor

APR 17 2008

Ordinances

SAN FRANCISCO
PUBLIC LIBRARY

080519 [Accept-Expend Sidney E. Frank Foundation Grant and Amendment to the Annual Salary Ordinance, FY 2007-2008]

Ordinance authorizing the Department of the Environment to accept and expend a grant in the amount of \$200,000 from the Sidney E. Frank Foundation to carry out the critical task of engaging key stakeholders and interest groups to solicit input for a wave energy project and amending Ordinance Number 175-07 to reflect the addition of one (1) grant-funded position at the Department of the Environment. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080520 [Below Market Rate Condominium Conversion Program]

Ordinance amending the San Francisco Subdivision Code by adding Section 1344 to update and clarify the provisions relating to Below Market Rate Units under the Condominium Conversion Program including provisions related to the calculation of sales price, renting, capital improvements, duration and monitoring of affordability, marketing, and ongoing regulations; and amending Sections 1308, 1309, 1341, 1341B, 1343, 1359, and 1385 to make conforming changes, and making findings including findings under the California Environmental Quality Act (CEQA). Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

080521 [Citywide Affordable Housing Preference for Certificate of Preference Holders]

Ordinance providing that all City affordable housing programs give preference in those programs to Certificate of Preference Holders under the San Francisco Redevelopment Agency's Property Owner and Occupant Preference Program by adding Administrative Code Section 24.8 to provide that all City affordable housing programs administered by the Mayor's Office of Housing or other City Department give preference in those programs to Certificate of Preference holders; and amending Administrative Code Sections 43.3.4 to provide for preference in the affordable housing and home ownership bond program; Section 10.100-110 to provide for preference in the expenditure of funds from the Mayor's Housing Affordability Fund; 10-100-370 to provide for preference in the use of HOPE SF funds; and amending Planning Code Sections 313.12, 315.4, 315.5, and 315.6 to provide for preference in the Citywide Affordable Housing funds generated by the Jobs-Housing Linkage Program and the Residential Inclusionary Affordable Housing program and in the allocation of all on- and off-site inclusionary housing units in those programs. Supervisor Mirkarimi presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

- 080523** [Approving agreements for the development of the City Combustion Turbine Projects at San Francisco International Airport and at 25th and Maryland Streets and adopting environmental findings]
Ordinance approving agreements necessary for the development of the City Combustion Turbine Projects to be located at North Access Road and Clearwater Drive, San Francisco International Airport, and at Property Adjacent to the MTA Metro East Facility at 25th and Maryland Streets in San Francisco, including a design-build agreement, a power purchase agreement, a turbine upgrade agreement, electric and gas interconnection agreements and granting specified waivers; and approving a jurisdictional transfer of property and a lease modification to accommodate the proposed projects, subject to further agreements among the affected City departments; and making environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. Supervisors Maxwell, Dufty, McGoldrick presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080525** [Planning Code Enforcement]
Ordinance amending the San Francisco Administrative Code by amending Section 10.100-166 to expand the Planning Department's Code Enforcement Fund beyond general advertising signs and authorize the Fund to receive revenues from all types of code enforcement activities, including monetary judgments, and authorize expenditure of the funds for administration and enforcement of all Planning Code violations; amending the San Francisco Planning Code by amending Section 303(I) concerning relocation of general advertising signs to delete the requirement to submit a site map, clarify that wall signs are included in the requirements and make technical changes to the language of the section, by amending Section 358 to increase the annual inventory maintenance fee from \$48 to \$75 and to clarify use of the general advertising sign inventory fees and that wall signs are included in the requirements, by amending Section 604.2 to provide that violation of the Code's general advertising sign inventory requirements is a public nuisance, to clarify that the definition of the term "general advertising sign company" includes the operator of the sign and that wall signs are included in the requirements, to modify language required to be in the affidavit submitted with the sign inventory, to delete the requirement to submit a site map, to conform the penalty and appeal procedure with Section 610, and to make other clarifying and technical changes to the language of the section; adopting CEQA and Planning Code Section 302 findings. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 080526** [Public Employment - Police Department]
Draft ordinance amending Ordinance No. 175-07 (Annual Salary Ordinance FY 2007-2008) to reflect the deletion of three Command Staff positions at the Police Department for FY 2007-08. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080527** [Requiring Assessor to report reductions of real property assessments]
Ordinance amending the San Francisco Administrative Code by adding Section 10.2-9, to require the Assessor to post monthly reports of any reductions of assessed values of real properties. Supervisors Sandoval, Peskin, Daly presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080529** [Requiring Activation of Closed Captions on Television Receivers]
Ordinance amending the San Francisco Police Code by adding Article 44, Sections 4400 to 4407 to require the activation of closed captioning on television receivers intended for use by the general public and authorizing the imposition of civil penalties and/or criminal fines for violations of this requirement. Supervisor Alioto-Pier presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Resolutions

- 080524 [Authorizing the execution and delivery of certificates of participation to finance the San Francisco Combustion Turbine Projects and approving property leases, project leases and a trust agreement in connection therewith]**
Resolution authorizing the execution and delivery of certificates of participation to finance the acquisition, construction, installation and equipping of natural gas-fired combustion turbine generation facilities on City-owned property located at 25th and Maryland Street in the Potrero neighborhood and at the San Francisco International Airport at the corner of North Access Road and Clearwater Drive; approving the form of a trust agreement between the City and County of San Francisco and a trustee (including certain indemnities contained therein); authorizing the selection of a trustee; approving the forms of property leases between the City and the trustee relating to the Potrero site and to the San Francisco International Airport site; approving the forms of project leases between the trustee and the City (including certain indemnities contained therein) relating to each of the two Projects; approving the form of a Memorandum of Understanding between the San Francisco Public Utilities Commission and the City; approving the form of an official notice of sale and notice of intention to sell for the certificates of participation; approving the form of an official statement in preliminary and final form; approving the form of a continuing disclosure certificate; and ratifying previous actions taken in connection therewith. Supervisors Maxwell, Duffy, McGoldrick presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080528 [Official City policy that no new set-asides be added to the City Charter without a funding source]**
Resolution declaring it to be official City policy that no new set-asides or other mandatory appropriations be added to the City Charter unless the measure also identifies or provides a specific, adequate new source of funds. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080530 [Commending the Neighborhood Arts Program and proclaiming May 3, 2008 Neighborhood Arts Day in San Francisco]**
Resolution commending the Neighborhood Arts Program on the occasion of its 40th anniversary and proclaiming May 3, 2008 Neighborhood Arts Day in San Francisco. Supervisors Mirkarimi, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080531 [Supporting the Arts in California State Assembly Bill AB 2728]**
Resolution supporting the Arts in California State Assembly Bill AB 2728 to fully fund the California Arts Council. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080532 [Proclaiming May 1, 2008 to be International Workers' Day, affirming San Francisco as a Sanctuary City, and urging the Congress of the United States to repeal the REAL ID Act of 2005]**
Resolution proclaiming May 1, 2008 to be International Workers' Day, affirming San Francisco as a Sanctuary City, and urging the Congress of the United States to repeal the REAL ID Act of 2005. Supervisors Sandoval, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080533 [Requesting the Mayor, Chief of Police and the Mayor's Office of Criminal Justice to offer a reward for information leading to the arrest and conviction of the person(s) responsible for the homicide of Luis Salari on April 9, 2008]**
Resolution requesting the Mayor, Chief of Police and the Mayor's Office of Criminal Justice to offer a reward for information leading to the arrest and conviction of the person(s) responsible for the homicide of Luis Salari on April 9, 2008. Supervisors Sandoval, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080534 [Armenian Genocide Commemoration Day - April 24, 2008]**
Resolution declaring April 24, 2008 as Armenian Genocide Commemoration Day in San Francisco. Supervisors Peskin, Maxwell, McGoldrick, Ammiano, Elsbernd, Alioto-Pier, Mirkarimi, Daly, Duffy, Sandoval, Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080535 [San Francisco Symphony Adventures in Music Day - April 18, 2008]**
Resolution declaring April 18, 2008 "Adventures in Music Day" in San Francisco. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 080536 [Authorizing application to State Infill Infrastructure Grant Program]**
Resolution authorizing the submittal of an application to the California State Department of Housing and Community Development for funding under the Infill Infrastructure Grant Program; the execution of a Standard Agreement if selected for such funding and any amendments thereto; and any related documents necessary to participate in the Infill Infrastructure Grant Program. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080537 [Declaring May 4, 2008 "People Paddle for AIDS Day"]**
Resolution commending People Paddle for their efforts in raising awareness, funding, and offering services to those with AIDS and hereby declare May 4, 2008, "People Paddle for AIDS Day." Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080538 [Opposition to California State Initiative 07-0094, the Runner Initiative]**
Resolution expressing opposition to Initiative 07-0094, the Runner Initiative, a proposed ballot measure that would shift state resources from education, crime and violence prevention toward increased incarceration of youth and young adults from low income communities of color with limited opportunities for education, employment and rehabilitation. Supervisors Daly, Peskin, Ammiano, Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080539 [Approval of a second 120-day extension for Planning Commission review]**
Resolution extending by an additional 120 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend the Planning Code by repealing Section 825.1 and amend Planning Code Sections 135, 309.1, 318.3, 809, 825 and 827 to apply many of the provisions of Rincon Hill Downtown Mixed Use Zoning District to all Downtown Residential Districts and to add design requirements to enhance the pedestrian environment. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

- 080522 [Authorizing the Office of the Clerk of the Board of Supervisors to provide clerical, administrative, and logistical assistance to the San Francisco Local Agency Formation Commission]**
Motion authorizing the Office of the Clerk of the Board of Supervisors, consistent with past practice, to provide clerical, administrative, and logistical assistance to the San Francisco Local Agency Formation Commission for the purpose of instituting its Advice and Monitoring Project with respect to CCA Program Implementation as requested by the San Francisco Board of Supervisors and for the Clerk of the Board of Supervisors to seek reimbursement from San Francisco Local Agency Formation Commission. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

Hearings

- 080516 [Status of School District Eligibility to access Rainy Day Reserves]**
Hearing to receive an update from the Controller and San Francisco Unified School District (SFUSD) on School District's eligibility to access Rainy Day Reserve funds. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City and School District Select Committee.
- 080517 [Status of Public Education Enrichment Fund (PEEF) Plan]**
Hearing to consider the Public Education Enrichment Fund Expenditure Plan for Fiscal Year 2008-2009. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City and School District Select Committee.
- 080518 [Municipal Transportation Agency Quality Review]**
Hearing to consider the recently completed biennial review of the Municipal Transportation Agency's progress toward its adopted goals, objectives, and performance standards as required under Charter Section 8A.107. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED ORDINANCES

- 080453 [Amending San Francisco Fire Code to add Express Plan Review service and fee]**
Ordinance making environmental findings and amending Appendix Chapter 1, Section 112.9 of the San Francisco Fire Code to add an Express Plan Review service at the Fire Department and to establish a fee for that service. (Fire Department) . ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 080454 [Settlement of Lawsuit - John Weatherspoon III]**
Ordinance authorizing settlement of the lawsuit filed by John Weatherspoon III, by and through his Guardian Ad Litem, Barbara Weatherspoon against the City and County of San Francisco for \$5,150,000.00; the lawsuit was filed on May 9, 2006 in San Francisco Superior Court, Case No. 452-083; entitled John Weatherspoon III, by and through his Guardian Ad Litem, Barbara Weatherspoon v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 080455 [Settlement of Lawsuit - Marnix Van Ammers and Jean Walker]**
Ordinance authorizing settlement of the lawsuit filed by Marnix Van Ammers and Jean Walker against the City and County of San Francisco for \$70,000.00; the lawsuit was filed on April 9, 2007 in the San Francisco Superior Court, Case No. 462-146; entitled Van Ammers, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 080456 [Settlement of Lawsuit - Jane Martin]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Aristides Cisneros and Shirley Kollman against the City and County of San Francisco for \$75,000; the lawsuit was filed on January 31, 2005 in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 080457 [Settlement of Lawsuit - Margarita Hill]**
Ordinance authorizing settlement of the lawsuit filed by Margarita Hill against the City and County of San Francisco for \$55,000; the lawsuit was filed on December 12, 2006 in San Francisco Superior Court, Case No. 458664; entitled Margarita Hill v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 080464 [Implementing a Deferred Retirement Option Program for certain members of the Police Department]**
Ordinance adding Sections 16.63 through 16.63-10 to the Administrative Code to implement the Deferred Retirement Option Program approved by the San Francisco voters. (Retirement System) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED RESOLUTIONS

- 080452 [Gift of up to \$300,000 - private, Department of Public Health]**
Resolution authorizing the Department of Public Health, Community Behavioral Health Services to retroactively accept a gift of Buprenorphine medication from Reckitt Benkiser Pharmaceuticals with a monetary value of up to \$300,000 for the period of March 1, 2008 through August 31, 2008 for ongoing and new patients receiving Opiate Replacement Treatment in San Francisco. (Public Health Department) . RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080458 [Settlement of Claim - Christopher L. Blackstock]**
Resolution approving the settlement of the unlitigated claim filed by Christopher L. Blackstock against San Francisco for \$40,000; claim was filed on September 13, 2007. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 080467 [Lease of Real Property at 68 12th Street, Suite 200B]**
Resolution authorizing the Director of Property to exercise a three-year extension option for a lease of real property located at 68 12th Street, Suite 200B, for the Department of Public Health, Emergency Medical Services, effective retroactively to July 1, 2007. (Real Estate Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080468 [Lease of Real Property at 1360 Mission Street, Suite 401]**
Resolution authorizing the Director of Property to exercise an Extension Option for a three-year term for the lease of real property located at 1360 Mission Street, Suite 401, for the Department of Public Health retroactively to January 1, 2008. (Real Estate Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – April 15, 2008

Board Minutes for March 25, 2008 approved.

Requests Granted

From: Supervisor McGoldrick

To: Controller

Requesting/Inquiring: Submitting a request that the Controller's office surveys the salaries of non-profit organizations executive director salaries, in cases where more than fifty percent of the organizations' budget is funded through city funds.

From: Supervisor Elsbernd

To: Director, Municipal Transportation Agency

Requesting/Inquiring: Please study the feasibility of reducing the speed limit on Lake Merced Blvd. between Winston Avenue and Higuera Street from 45 mph to 35 mph.

From: Supervisor Elsbernd

To: Director, Municipal Transportation Agency

Requesting/Inquiring: Please study the feasibility of making 16th Avenue a one-way street between Funston and Noriega Streets.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

333 Haight

406-408 Buchanan

536 Fell

406 Buchanan

400 Haight

Haight and Scott (the Vanguard Real Estate Business)

546 Haight

799 Haight

498 Haight

428 Haight

226 Haight

104 Haight

696 Haight

839 Haight

425-431 Buchanan

383 Grove

385 Grove

432 Grove

200 Octavia

626 Fell
Geary and Steiner (the wall on the southwest corner of the walking bride)
451 Hayes
525 Gough
355 Laguna
425-427 Laguna
600 Fell
636 Laguna
363-365 Grove

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public Works report on the status of repairing potholes at the following locations:
Crosswalk collapsing on Fillmore and Waller (south side of Fillmore Street)

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the public property located at the following locations:

Emergency Boxes:

Northeast corner of Page and Buchanan
Southeast corner of Page and Fillmore
Southeast corner of Page and Steiner
Southwest corner of Steiner and Hayes
Southwest corner of Divisadero and Oak

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Phone Switch Boxes:

Northwest corner of Haight and Steiner
Northeast corner of Octavia and Ivy
Southeast corner of Scott and Haight
Southeast corner of Buchanan and Fell

City Trash Cans:

Southwest corner of Buchanan and Hayes
Buchanan and Haight

Mailboxes:

Hayes and Laguna
Eddy and Steiner
Haight and Octavia
Southwest corner of Fell and Buchanan

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian:

Southeast corner of Laguna and Page

9th Avenue and Judah (near bus stops)

7th Avenue and Irving (near bus stops)

Northwest corner of Fillmore and Geary

Southeast corner of Fillmore and Haight

In front of 497 Oak Street

San Francisco Chronicle:

Southeast corner of Laguna and Page

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Irving and 9th Avenue

Irving and 7th Avenue

Examiner:

Northwest corner of Fillmore and Hayes

Northwest corner of Hayes and Gough

Southeast corner of Haight and Fillmore

SF Daily:

Northwest corner of Hayes and Gough

City Star:

Northwest corner of Hayes and Gough

Onion:

Northeast corner of Fillmore and Waller

Northwest corner of Hayes and Gough

Southeast corner of Divisadero and Page

SF Weekly:

Southwest corner of Hayes and Webster

Southeast corner of Masonic and Haight

Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from utility poles at the following locations:

Wood:

Northwest corner of Oak and Buchanan

432 Buchanan

Southwest corner of Ivy and Gough

Southeast corner of Octavia and Gough

Southeast corner of Fell and Buchanan

Northeast corner of Laguna and Lily

Tree on corner of Fell and Grove

490 Hayes
8th and Irving

Metal:

406 Buchanan

300 Buchanan

Southeast corner of Linden and Buchanan

Southeast corner of Fell and Buchanan

Bus Shelters:

Northeast corner of Buena Vista and Haight

Haight and Divisadero, two shelters

Stanyan and Oak

One-way signs at Lily and Buchanan

Fillmore and McAllister

Oak and Hayes

Haight and Fillmore

Haight and Buchanan

Crosswalks and Stop Signs:

Fillmore and Waller (crosswalk and stop signs)

Southeast and Southwest corners of Fillmore and Haight (stop signs)

From: Supervisor Dufty

To: Director, Department of Planning

Requesting/Inquiring: Inquiring about the feasibility of creating an "Upper Noe Valley Residential Character District" with it unique design guidelines based on the "Westwood Park Residential Character District," section 224.1 of the planning code.

From: Supervisor Dufty

To: Controller

To: Purchaser

Requesting/Inquiring: Requesting that the City Controller and City Purchaser assess the potential benefit of the California Strategic Sourcing Initiative (CSSI) as a mechanism to reduce contracting costs and this and other means to improve and streamline our purchasing process while adhering to important social policies such as Equal Benefits and Local Business Enterprise and Environmentally (Green) Preferred Purchasing, among others.

In Memoriams:

Kathleen Bolton – Supervisors Dufty, Ammiano, Chu

Ken Emery – Supervisor Dufty

Luis "Al" Solari – Entire Board

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
April 22, 2008

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

080559 [Disaster Service Worker Training and Reporting and Employee Contact Information]

Ordinance requiring departments to update employee contact information and report annually on the status of required Disaster Service Worker Training. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Public Safety Committee.

080564 [Establishing a Reentry Council]

Ordinance amending the San Francisco Administrative Code by adding Sections 5.1-1 through 5.1-6 to: establish a Reentry Council; set forth the Council's purpose, powers and duties; and establish membership criteria. Supervisor Mirkarimi presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080565 [Accept-Expend Federal Grant and Amend Annual Salary Ordinance, FY 2007-2008 - S307,375]

Ordinance authorizing the Department of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$307,375 from the California Employment Development Department for workforce development activities, and amending the Annual Salary Ordinance to provide for the creation of certain grant-funded positions. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080566 [Approving an agreement with Cochran, Inc. to install shoreside power equipment at Pier 27 and 29 of the Port of San Francisco and waiving the contracting requirements of the Administrative Code and Environment Code]

Ordinance authorizing the Executive Director of the Port to execute an agreement with Cochran, Inc. to install shoreside power equipment at Piers 27 and 29 of the Port of San Francisco for an amount not to exceed \$1,700,000 from the City and an additional \$1,900,000 to be separately provided by Princess Cruise Lines from the Bay Area Air Management District Carl Moyer Program grant and exempting the agreement from the contracting requirements of the Administrative Code and Environment Code. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

DOCUMENTS DEPT.

APR 24 2008

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080567 [Zoning - Ordinance creating a Conditional Use requirement for establishments that sell Tobacco Paraphernalia]
Ordinance amending the Planning Code to add a new Section 227(v), to define Tobacco Paraphernalia Establishments, and to impose a conditional use requirement on the establishment of such new enterprises in all Commercial and Industrial districts; amending Section 303 of the Planning Code to refer to this requirement, and to require consideration of additional criteria when analyzing a conditional use application; adding a new Section 790.123, to define Tobacco Paraphernalia Establishments in the Neighborhood Commercial districts; amending sections 710.1, 711.1, 712.1, 713.1, 714.1, 715.1, 716.1, 717.1, 718.1, 719.1, 720.1, 721.1, 722.1, 723.1, 724.1, 725.1, 726.1, 727.1, 728.1, 729.1, 730.1, and 732.1, to refer to this definition and conditional use requirement; adding a new Section 890.89 to define Tobacco Paraphernalia Establishments in the Mixed Use districts; amending sections 803.1, 810.1, 811.1, 812.1, 814, 815, 816, 817, 818, and 827 to refer to this definition and conditional use requirement; and making findings, including findings of consistency with the Priority Policies of Planning Code Section 101.1 and environmental findings. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

Resolutions

- 080560 [Grant to support the International Mobility of HIV study - \$119,181]**
Resolution authorizing the San Francisco Department of Public Health (DPH), to accept and expend retroactively a grant in the amount of \$119,181 from the University of California, San Francisco (UCSF), to support a study entitled "International Mobility of HIV," for the period of September 30, 2007 through August 31, 2008. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080561 [Funds to support HIV vaccine research - \$139,432]**
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$139,432 from the Public Health Foundation Enterprises (PHFE); for the period of January 1, 2008 through December 31, 2008. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080562 [Grant to support the Safe Routes to School Project - \$500,000]**
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend funds from the California Department of Transportation (CalTrans) in the amount of \$500,000 to support the Safe Routes to School project, including one educational services consultant contract in the total amount of \$135,541 for the period of September 1, 2008 through August 31, 2010; and to delegate authorization to execute these agreements and any amendments thereto to the Director of Public Health. Supervisor Elsbend presented. RECEIVED AND ASSIGNED to City and School District Select Committee.
- 080563 [Eliminating Health Care Disparities]**
Resolution outlining the Board of Supervisor's ("the Board") commitment to eliminating health disparities and adopting the Leading Health Indicators set by Healthy People 2010 as the basis for public health priority-setting and decision-making. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080568 [Refunding or Conversion of Laguna Honda Variable Rate Demand General Obligation Bonds, Series 2005B, Series 2005C and Series 2005D]**
Ordinance approving the form and authorizing the execution of refunding bonds to refinance, in whole and/or in part, the \$120,000,000 City and County of San Francisco Variable Rate Demand General Obligation Bonds (Laguna Honda Hospital, 1999) Series 2005B, Series 2005C and 2005D (the "Prior Variable Rate Bonds") or approving the conversion of said bonds; approving the form and authorizing the execution of a Declaration of Trust relating to the refunding bonds; approving the tax levy for repayment of the refunding bonds; authorizing the appointment of the Treasurer as paying agent and the appointment of agents for the refunding bonds; authorizing the form of an Official Notice of Sale and Notice of Intention to Sell, and authorizing the City's compliance with a Continuing Disclosure Agreement relating to the refunding bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of an Official Statement in preliminary and final form and authorizing the execution and delivery of a final Official Statement relating to the refunding bonds; approving the execution of a Bond Purchase Contract and authorizing the appointment of underwriters relating to the converted bonds; approving the form of an Official Statement Supplement in final form and authorizing the execution and delivery of a final Official Statement Supplement relating to the converted bonds; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take all necessary action in connection with the authorization, issuance, sale and delivery of said bonds or the conversion of said bonds. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 080569 [Memorandum of Agreement between the Treasure Island Development Authority and the San Francisco County Transportation Authority relating to Yerba Buena Island Ramps]**
Resolution authorizing a Memorandum of Agreement between the Treasure Island Development Authority and the San Francisco County Transportation Authority for project management services and consultant services for the preparation of a Project Report and Environmental Document for the Yerba Buena Island Ramps in an amount not to exceed \$3,000,000. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080571 [Commendation of Lorraine Woodruff-Long]**
Resolution commending Lorraine Woodruff-Long for her service to San Francisco parents through the organization Parents for Public Schools of San Francisco. Supervisor Elsbernd presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080572 [Small Business Week - May 12 - 17, 2008]**
Resolution proclaiming May 12, 2008 to May 17, 2008 Small Business Week in San Francisco. Supervisors Duffy, Maxwell, Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080573 [Commending Officer Daryl Deen on 24 years of service to the San Francisco Police Department]**
Resolution commending San Francisco Police Department Officer Daryl Deen for 24 years of service. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080574 [Hepatitis B Free Week in San Francisco - May 10 - 17, 2008]**
Resolution declaring May 10 – 17, 2008 Hepatitis B Free Week in the City and County of San Francisco. Supervisor Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080575 [State Grant to support the High Risk (Pest Exclusion) program - \$66,325]**
Resolution authorizing the San Francisco Department of Public Health (DPH), to retroactively accept and expend funds from the California Department of Food and Agriculture (CDFA) in the amount of \$66,325 in support of the High Risk (Pest Exclusion) Program, for the period of July 1, 2007 through June 30, 2008. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080576 [Approval of a one year extension for Planning Commission review]**
Resolution extending by an additional 365 days (one year) the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would add Planning Code Section 320, 320.1, 320.2 and 320.3 establishing a process to permit the adoption or expenditure of neighborhood impact fees as defined in the ordinance only after the Planning Department has conducted or caused to be conducted an impact study supporting the imposition of such a fee and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Hearings

- 080557 [Smart Grid Technology]**
Hearing to examine the use of Smart Grid technology in San Francisco. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080558 [Mills Act program requirements]**
Hearing on the Mills Act program requirements. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

080509 [Settlement of Lawsuit - Debra Denise Reed- \$65,000]

Ordinance authorizing settlement of the lawsuit filed by Debra Denise Reed against the City and County of San Francisco for \$65,000; the lawsuit was filed on November 22, 2006 in San Francisco Superior Court, Case No. 458-146; entitled Debra Denise Reed, et al., v. City and County of San Francisco, et al (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

080510 [Settlement of Lawsuit - Jail No. 3 Replacement Project Cases, San Mateo County, JCCP Case No: 4422]

Ordinance authorizing settlement of the coordinated lawsuits, entitled Jail No. 3 Replacement Project Cases, San Mateo County, JCCP Case No: 4422, filed by AMEC Construction Management, Inc. ("ACMI") against the City and County of San Francisco, and filed by the City and County of San Francisco and the People of the State of California ("San Francisco") against ACMI, its parent and sister companies, its Surety companies, and its bond broker. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

080512 [Hunters Point Shipyard - Street Vacation Order]

Ordinance ordering the vacation of portions of Innes Avenue, Galvez Avenue and Donahue Street in Hunters Point Shipyard Parcel "A1" and all of Navy Road in Hunters Point Shipyard Parcel "A2" along with public service easements that may exist in Parcels A1 and A2; making environmental findings and findings of consistency with the City's General Plan, Planning Code Section 101.1, and the Hunters Point Redevelopment Plan; quitclaiming the City's interest in the vacation areas; reserving easement rights for a City combined sewer line and facilities; accepting Department of Public Works Order No. 177,478; and authorizing official acts in connection with this Ordinance. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

080511 [Hunters Point Shipyard - Resolution of Intent for Street Vacation]

Resolution declaring the intention of the Board of Supervisors to vacate portions of Innes Avenue, Galvez Avenue and Donahue Street, in Hunters Point Shipyard Parcel "A1" along with public service easements that may exist in Parcel A1, all of Navy Road on Hunters Point Shipyard Parcel "A2" along with public service easements that may exist in Parcel A2; vacate any easements that may exist between the vacated areas in Parcel "A1" and "A2" as described in Ordinance No. 24-05; reserve a non-exclusive easement for the City combined sewer pipeline and appurtenant facilities within Navy Road; setting a hearing date of for all persons interested in the proposed vacation of said street areas and public service easements. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080540 [Authorizing the Committee on Information Technology to amend its contract with Central Computer Systems to increase its contract amount to \$36 million]

Resolution authorizing the Office of Contract Administration to enter into the Seventh Amendment to the Agreement between the City and Central Computer Systems (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract amount from \$25 million to \$36 million. (Office of Contract Administration) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080541 [Authorizing the Office of Contract Administration to amend its contract with En Pointe to raise the contract amount to exceed \$49 million]

Resolution authorizing the Office of Contract Administration to enter into the Eighth amendment between the City and En Pointe (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract amount from \$35 million to \$49 million. (Office of Contract Administration) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080542 [Authorizing the Office of Contract Administration to amend its contract with Micromenders/GC Micro to increase the contract amount to \$25 million]

Resolution authorizing the Office of Contract Administration to enter into the Sixth amendment between the City and Micromenders/GC Micro (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract's amount to \$25 million. (Office of Contract Administration) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080543 [Authorizing the Office of Contract Administration to amend its contract with Xtech to increase the contract amount to \$70 million]

Resolution authorizing the Office of Contract Administration to enter into the Tenth Amendment between the City and Xtech (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract amount from \$51 million to \$70 million. (Office of Contract Administration) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080544 [Approve SOMA Community Stabilization Fund Strategic Plan]

Resolution approving the SOMA Community Stabilization Fund 2008 Strategic Plan. (Mayor) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – April 22, 2008

Board Minutes for April 1, 2008 approved.

Requests Granted

From: Supervisor Sandoval

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting that the Department of Parking and Traffic investigate the appropriateness of installing a traffic light on Alemany Boulevard at either Theresa or Cotter Streets.

From: Supervisor Sandoval

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting that the Department of Parking and Traffic study the feasibility of installing a 4-way stop sign to stop traffic at the intersection of Brunswick and Concord Streets. Further requesting that a copy of the letter be sent to:

Gloria Ortega

251 Concord Street

San Francisco, CA 94112

From: Supervisor Sandoval

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting that the Department of Parking and Traffic conduct a speed assessment on the 300 Block of Maynard Street to determine the appropriateness of installing speed bumps on that block. Further requesting that a copy of this inquiry be sent to:

Jorge Vega

381 Maynard Street

San Francisco, CA 94112

From: Supervisor Ammiano

To: Director, Department of Recreation and Park

Requesting/Inquiring: After several delays and funding crises over the years, Rolph Playground and Potrero del Sol were to have construction completed by January 20, 2008. The summer is fast approaching and we still do not have a firm opening date, though the latest tentative date is not until August. The skate park is completed at Potrero del Sol and the skaters are very anxious to gain access to that area. Buena Vista Elementary School was the main catalyst in the improvements to Potrero del Sol Park. The school hosted all the community meetings, including the playground design, skate park design and visits from state grant officers. The school also solicited and was awarded 5 grants supporting the project. School will be out for the summer on June 13th. It is very important that the park opens before school is out, so the community can take part in the celebration. Further, due to construction at the school site, BV

Childcare is using the farm on the southern border of Potrero del Sol and access to the park is vital to the feasibility of that program. Friday, May 30th or Friday, June 6th would be ideal.

Finally, it has come to our attention that only 2 recreation directors are being located to these two sites. This is not enough to cover both the club house and the skate park at Potrero del Sol. The operations department at RPD needs to come up with a plan to have recreational, custodial, and gardening staff at these sites so they may optimally serve the community.

Please explain the history and nature of delays leading up to today, and provide an action plan to ensure that the Mission-one of the least green areas of the city-is not further deprived of the use of 2 more parks for no good reason.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

421 Laguna

355 Laguna

297 Page

198 Haight

1000 Steiner

333 Haight

406-408 Buchanan

536 Fell

406 Buchanan

419 Laguna

401 Haight

546 Haight

799 Haight

498 Haight

226 Haight

104 Haight

696 Haight

839 Haight

425-431 Buchanan

383 Grove

385 Grove

432 Grove

200 Octavia

626 Fell

Geary and Steiner (the wall on the southwest corner of the walking bride)

451 Hayes

525 Gough

355 Laguna

425-427 Laguna

600 Fell

636 Laguna
363-365 Grove
444 Haight
512 Laguna
457 Oak
295 Buchanan (on the Haight Street side)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the public property located at the following locations:

Emergency Boxes:

Northeast corner of Page and Buchanan
Southeast corner of Page and Fillmore
Southeast corner of Page and Steiner
Southwest corner of Steiner and Hayes
Southwest corner of Divisadero and Oak
Southwest corner of Steiner and Waller
Southwest corner of Fillmore and Eddy

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Phone Switch Boxes:

Northwest corner of Haight and Steiner
Northeast corner of Octavia and Ivy
Southeast corner of Scott and Haight
Southeast corner of Buchanan and Fell
Southwest section on Buchanan between Linden and Hayes
Southwest corner of Haight and Steiner

City Trash Cans:

Southwest corner of Buchanan and Hayes
Buchanan and Haight Streets
In front of 546 Haight Street
Southeast corner of Buchanan and Hayes

Mailboxes:

Hayes and Laguna
Eddy and Steiner
Haight and Octavia
Southwest corner of Fell and Buchanan
Southeast corner of Hayes and Buchanan

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from utility poles at the following locations:

Wood:

In front of 424 Oak
In front of 429 Buchanan
Southwest corner of Lassaut and Fillmore
Northwest corner of Oak and Buchanan
432 Buchanan
Southeast corner of Linden and Buchanan
Southwest corner of Ivy and Gough
Southeast corner of Octavia and Gough
Southeast corner of Fell and Buchanan
Northeast corner of Laguna and Lily
Tree on corner of Fell and Grove
490 Hayes
8th and Irving

Metal:

Southwest corner of Lassaut and Buchanan
406 Buchanan
300 Buchanan
Southeast corner of Hayes and Buchanan (near bus shelter)
Southeast corner of Linden and Buchanan
Southeast corner of Fell and Buchanan

Bus Shelter:

Northeast corner of Buena Vista and Haight
Haight and Divisadero, two shelters
Haight and Masonic
Stanyan and Haight
Southwest corner of Haight and Buchanan
One-way signs at Lily and Buchanan
Fillmore and McAllister
Oak and Hayes
Haight and Fillmore
Haight and Buchanan
Hayes and Buchanan

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian:

Southeast corner of Laguna and Page
9th Avenue and Judah (near bus stops)
7th Avenue and Irving (near bus stops)
Northwest corner of Fillmore and Geary

Southeast corner of Fillmore and Haight
In front of 497 Oak Street
San Francisco Chronicle:
Southeast corner of Oak and Buchanan
Southeast corner of Laguna and Page
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Irving and 9th Avenue
Irving and 7th Avenue

Examiner:

Northwest corner of Fillmore and Hayes
Northwest corner of Hayes and Gough
Southeast corner of Haight and Fillmore

SF Daily:

Northwest corner of Hayes and Gough

City Star:

Northwest corner of Hayes and Gough

Onion:

Northeast corner of Fillmore and Waller
Northwest corner of Hayes and Gough
Southeast corner of Divisadero and Page
Southeast corner of Fillmore and Haight

SF Weekly:

Southwest corner of Hayes and Webster
Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore

In Memoriams:

Sammy Brown – Supervisor Dufty
Jose Simon – Supervisor Ammiano

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

**Legislation Introduced
Including All Off-Calendar Items
April 29, 2008**

OFF-AGENDA LEGISLATION

SF
590
#13
4/29/08

Introduced by Supervisors or Mayor

DOCUMENTS DEPT.

Ordinances

MAY 02 2008

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- 080591 [Local Business Enterprise and Non-Discrimination in Contracting Bonding and Financial Assistance Program]**
Ordinance extending the term of the bonding assistance program to end on the earlier of (1) June 30, 2013 or (2) the date on which the Controller is no longer able to certify the availability of funds for any new guarantee agreement. Supervisors Elsbend, Maxwell presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080592 [Appropriating \$273,015,000 of COP Revenue for the San Francisco Public Utilities Commission Electrical Reliability Power project for Fiscal Year 2007-08]**
Ordinance appropriating \$273,015,000 of San Francisco Certificates of Participation 2008 Series B and 2008 Series C to fund the San Francisco Electrical Reliability Project also referred to as the Combustion Turbine projects in the Public Utilities Commission for FY 2007-08. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080593 [Appropriating \$1,289,141 of interest earned for improvements to the California Academy of Sciences in the Recreation and Park Department for Fiscal Year 2007-2008]**
Ordinance appropriating \$1,289,141 of interest earned for improvements to the California Academy of Sciences in the Recreation and Park Department for Fiscal Year 2007-2008. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080594 [Prohibiting Pharmacies from Selling Tobacco Products]**
Ordinance amending the San Francisco Health Code by amending Section 1009.53 and adding Section 1009.60 and Article 19J, to prohibit pharmacies from selling tobacco products. Mayor presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

Resolutions

- 080590 [Airport Capital Plan Bonds - not to exceed \$718,000,000]**
Resolution approving the issuance of not to exceed \$718,000,000 aggregate principal amount of San Francisco International Airport Second Series Revenue Bonds for the purpose of financing and refinancing the construction, acquisition, equipping and development of capital projects undertaken by the Airport constituting part of the Airport's capital plan. Supervisor Chu presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 080597 [Supporting Assembly Bill 3034, the Safe, Reliable High-Speed Passenger Train Bond Act for the 21st Century]**
Resolution supporting Assembly Bill 3034, the Safe, Reliable High-Speed Passenger Train Bond Act for the 21st Century. Supervisors Peskin, Duffy, Mirkarimi, Elsernd, Daly, Ammiano, Maxwell, McGoldrick, Sandoval, Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080598 [Urging the California State Assembly to support the passage of Assembly Bill 2153]**
Resolution urging the California State Assembly to support the passage of Assembly Bill 2153 and directing the City's lobbyist to work towards this end. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080599 [Gift to City of travel from San Francisco Chamber of Commerce for 2008 CityTrip]**
Resolution accepting a gift of airfare, accommodations, and conference fees valued in an amount of \$6,500 from the San Francisco Chamber of Commerce for two City officials or employees to join the Chamber of Commerce on its 2008 CityTrip to Los Angeles. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080600 [Declaring the City's intention to appropriate available Rainy Day Reserve funds to the San Francisco Unified School District]**
Resolution declaring the City's intention to appropriate available Rainy Day Reserve funds to the San Francisco Unified School District, to help the District cope with the loss of State funding for the 2008-2009 school year. Mayor, Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

- 080589 [Legislative Analyst Request - Police Chief]**
Motion requesting the Legislative Analyst to prepare a comparative examination of U.S. cities that practice the following: the appointment of the Police Chief into a contractual position similarly to other department heads within the City and County of San Francisco; where applicable, please provide examples of contract details and any performance and accountability requirements. Concurrently, please provide a comparison of cities comparable in size or larger to San Francisco that either elect or appoint their Police Chief or where applicable the Sheriff jurisdictions whose duties encompass Police Chief authority. Supervisor Mirkarimi presented. ASSIGNED to Board of Supervisors.
- 080596 [Directing the Budget Analyst to conduct an audit of the SFMTA Proof of Payment Program to determine its effectiveness]**
Motion directing the Budget Analyst to conduct a review of the San Francisco Municipal Transit Agency's (SFMTA) Proof of Payment Program to determine the effectiveness of the Proof of Payment Program over the past 3 years and the effectiveness of Transit Fare Inspectors and Stations agents in preventing fare evasion. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearings

- 080586 [Implementation of the City's Trash Receptacle Ordinance (File 070020)]**
Hearing to consider implementation of the City's Trash Receptacle Ordinance (File 070020), including a review of citations, concern for locations where it is not possible to provide off-street storage for garbage/recycling/compost totes, fairness regarding Ordinance requirements that totes be removed by 6:00 p.m. even for people who work late and feedback from DPW regarding the volume of complaints and possible ways to improve the Ordinance. Supervisors Duffy, Ammiano presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080587 [Controller's Nine month Budget Status Report for FY 2007-2008]**
Hearing on the Controller's Nine month Budget Status Report for FY 2007-2008. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080588 [City and County funding of the Arts]**
Hearing to consider the City and County funding of the Arts in fiscal years 2005-2006, 2006-2007 and 2007-2008. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

080514 [Increasing Street Artist Certificate Fee and Increasing Rate of Compensation of the Advisory Committee of Street Artists and Crafts Examiners]

Ordinance amending Article 24 of the San Francisco Police Code by amending Section 2404.1 to increase the fee for a Street Artist Certificate and amending Section 2402 to increase the rate of compensation for the Advisory Committee of Street Artists and Craftsmen Examiners, and making environmental findings. (Arts Commission) . ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

PROPOSED RESOLUTIONS

080515 [Lease of Real Property at 1 Dr. Carlton B. Goodlett Place, North Light Court]

Resolution authorizing the lease of 2,400 square feet of space to Juma Ventures, Inc., a California non-profit corporation, in City Hall located at 1 Dr. Carlton B. Goodlett Place. (Real Estate Department) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Clerk to Act – April 29 2008

Requests Granted

From: Supervisor Dufty

To: Controller

Requesting/Inquiring: Requesting that the Controller study effectiveness of the organization of the Patrol Special Police as supervised by the San Francisco Police Department.

Are there any deficiencies in current rules and regulations; what recommended rules, regulations, and policies should be implemented; about the effectiveness of background checks for applicants to the Patrol Special Police; should the Patrol Special Police have adopted national best practices; communication and integration with SFPD; and how the legal analysis of the Patrol Special Police completed by the City Attorney has been received by SFPD and the Patrol Special Police.

From: Supervisor Dufty

To: Clerk of the Board

Requesting/Inquiring: Requesting that the Clerk of the Board of Supervisors writes to Dr. Lee Sang-mook inviting Dr. Sang-mook to visit the Board of Supervisors during his trip to San Francisco, scheduled for December of this year, and receive a special commendation from the Board of Supervisors for his unparalleled work with marine geophysics in Korea and his advocacy on behalf of the disabled community in South Korea.

From: Supervisor Dufty, Maxwell, and Ammiano

To: Director, Department of Redevelopment Agency

To: Director, Office of the Economic and Workforce Development

To: Director, Planning Department

To: Director, Small Business Commission

Requesting/Inquiring: Requesting that the San Francisco Redevelopment Agency, the Office of Economic and Workforce Development, the Planning Department, and the Small Business Commission provide an outline of information and potential options on creating a Home Improvement District along Bayshore Boulevard that has a green and sustainable overlay and character. These recommendations should include incentives for green building suppliers and contractors to open new businesses that will provide sustainable green employment opportunities and help upgrade the Bayshore corridor. These approaches should consider possible approaches to provide a green or sustainable overlay to any home improvement business seeking to replace the prior lessee at the Goodman Lumber site on Bayshore Boulevard.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of repairing potholes at the following locations:
Geary and Post, pothole on southwest side of street

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian:

Southeast corner of Fillmore and Post

Southeast corner of Laguna and Page

9th Avenue and Judah (near bus stops)

7th Avenue and Irving (near bus stops)

Northwest corner of Fillmore and Geary

Southeast corner of Fillmore and Haight

In front of 497 Oak Street

San Francisco Chronicle:

Southeast corner of Fillmore and Post

Southeast corner of Oak and Buchanan

Southeast corner of Laguna and Page

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Irving and 9th Avenue

Irving and 7th Avenue

San Francisco Examiner:

Southeast corner of Fillmore and Post

Northwest corner of Fillmore and Hayes

Northwest corner of Hayes and Gough

Southeast corner of Haight and Fillmore

SF Daily:

Northwest corner of Hayes and Gough

City Star:

Northwest corner of Hayes and Gough

Onion:

Northeast corner of Fillmore and Waller

Northwest corner of Hayes and Gough

Southeast corner of Divisadero and Page

Southeast corner of Fillmore and Haight

SF Weekly:

Southwest corner of Hayes and Webster

Southeast corner of Masonic and Haight

Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Phone Switch Boxes:

Northeast corner of Oak and Webster
Southwest corner of Geary and Webster
Southeast corner of Fell and Fillmore
Southeast corner of Fillmore and Post
Southeast corner of Scott and Haight
Southeast corner of Buchanan and Fell

City Trash Cans:

Southwest corner of Buchanan and Hayes
Buchanan and Haight Street
546 Haight Street

Mailboxes:

Post and Geary
Hayes and Laguna
Southwest corner of Fell and Buchanan

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

Fillmore and Post, Kabuki Theater Wall on Fillmore side

295 Buchanan
299 Webster
335 Webster
345 Grove
360 Haight
484 Haight
308 Fillmore
401 Fillmore
557 Fillmore
1015 Fillmore
1000 Steiner
333 Haight
406-408 Buchanan
536 Fell
401 Haight
546 Haight
799 Haight
498 Haight
425-431 Buchanan
383 Grove
385 Grove
432 Grove
200 Octavia

626 Fell
Geary and Steiner (the wall on the southwest corner of the walking bride)
451 Hayes
525 Gough
355 Laguna

From: Supervisor Ammiano
To: Director, Mayor's Office of Criminal Justice
To: Chief, Police Department
Requesting/Inquiring: Where exactly is the City in the process of assessing the efficacy of existing Shotspotter systems, and where exactly is the City in the process of siting a Shotspotter system in the Mission district? I would like a date certain schedule for the deployment for a Shotspotter system in the Mission, and I would like to have updates on a weekly basis regarding progress on this front.

In Memoriams:

Paul Wonner – Supervisor Dufty
James "Jimmy" Guerre – Supervisor Dufty
Kenneth Arthur, Jr. – Supervisor Maxwell
Maria Crotti – Supervisor Peskin
Libania "Libby" De Souza – Supervisor Peskin
Jason Roger Mosley – Supervisor Mirkarimi

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations

Phone Switch Boxes:

Northeast corner of Oak and Webster
Southwest corner of Geary and Webster
Southeast corner of Fell and Fillmore
Southeast corner of Fillmore and Post
Southeast corner of Scott and Haight
Southeast corner of Buchanan and Fell

City Trash Cans:

Southwest corner of Buchanan and Hayes
Buchanan and Haight Street
546 Haight Street

Mailboxes:

Post and Geary
Hayes and Laguna
Southwest corner of Fell and Buchanan

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations

Fillmore and Post, Kabuki Theater Wall on Fillmore side

295 Buchanan
299 Webster
335 Webster
345 Grove
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484 Haight
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401 Fillmore
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333 Haight
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536 Fell
401 Haight
546 Haight
799 Haight
498 Haight
425-431 Buchanan
383 Grove
385 Grove
432 Grove
200 Octavia

626 Fell

Geary and Steiner (the wall on the southwest corner of the walking bride)

451 Hayes

525 Gough

355 Laguna

From: Supervisor Ammiano

To: Director, Mayor's Office of Criminal Justice

To: Chief, Police Department

Requesting/Inquiring: Where exactly is the City in the process of assessing the efficacy of existing Shotspotter systems, and where exactly is the City in the process of siting a Shotspotter system in the Mission district? I would like a date certain schedule for the deployment for a Shotspotter system in the Mission, and I would like to have updates on a weekly basis regarding progress on this front.

In Memoriams:

Paul Wonner – Supervisor Dufty

James "Jimmy" Guerre – Supervisor Dufty

Kenneth Arthur, Jr. – Supervisor Maxwell

Maria Crotti – Supervisor Peskin

Libania "Libby" De Souza – Supervisor Peskin

Jason Roger Mosley – Supervisor Mirkarimi

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
May 6, 2008

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT

Introduced by Supervisors or Mayor

MAY 6 9 2008

Ordinances

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- 080603 [Annual Appropriation Ordinance for Selected Departments, as of May 1, 2008, Fiscal Year ending June 30, 2009 and for the Municipal Transportation Agency, Fiscal Year ending June 30, 2010]
Ordinance appropriating all estimated receipts and all estimated expenditures for Selected Departments of the City and County of San Francisco as of May 1, 2008 for the Fiscal Year ending June 30, 2009 and for the Municipal Transportation Agency for the Fiscal Year ending June 30, 2010. (Mayor) . RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080604 [Proposed Annual Salary Ordinance for Selected Departments, Fiscal Year ending June 30, 2009 and for the Municipal Transportation Agency, Fiscal Year ending June 30, 2010]
Proposed Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for Selected Departments of the City and County of San Francisco for the Fiscal Year ending June 30, 2009 and for the Municipal Transportation Agency for the Fiscal Year ending June 30, 2010. (Mayor) . RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080605 [Motor Vehicles for Hire; Permit Application and License Renewal Fees]
Ordinance amending the San Francisco Police Code by amending Sections 2.26.1 and 2.17.1, to increase certain motor vehicle for hire permit application and license renewal fees. (Mayor) . RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080606 [Revising Board of Appeals Surcharges]
Ordinance amending Section 10G.1 of the San Francisco Administrative Code to adjust the surcharges on permit fees, license fees, permit review fees and permit and license renewal fees imposed by the Department of Building Inspection, the Planning Commission, the Taxi Commission, the Police Department, the Department of Public Works, the Entertainment Commission, and the Department of Public Health for permits and licenses that may be appealed to the Board of Appeals, and making environmental findings. (Mayor) . RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080613 [Local Business Enterprise and Non-Discrimination in Contracting Ordinance shall terminate 120 days after the injunction in Coral v. Construction, Inc. (S.F. Sup. Ct. No. 421249) is lifted or stayed]
Ordinance amending the Administrative Code 14B.18 to suspend enforcement of 14.B and reinstate Chapter 12D.A. 120 days after the injunction in Coral Construction, Inc. v. City and County of San Francisco (S.F. Sup. Ct. No. 421249) is lifted or stayed. Mayor, Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Rules Committee.

080614 [Extending the Expiration date of the MBE/WBE/LBE Ordinance]

Ordinance extending the expiration date of Chapter 12DA, the City's Minority/Women/Local Business Utilization program until one year after the injunction in Coral Construction, Inc. v. City and County of San Francisco (S.F. Sup. Ct. No. 421249) is lifted or stayed. Mayor, Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Rules Committee.

080616 [Appointment of Independent Hearing Officer for Local Enforcement Agency]

Ordinance amending the San Francisco Health Code by adding Sections 315, 318, 321, 323, 324, 327, 330, 333, 335, 337, 339, and 341 to authorize the appointment of an Independent Hearing Officer from the San Francisco Rent Board to conduct Local Enforcement Agency Hearings brought pursuant to the State Public Resources Code; establish procedures and qualifications for the appointment, and establish hearing procedures, cost recovery, and bases for hearing officer disqualification. Supervisor Duffy presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080621 [Amending Health Code Article 8 - Food Preparation and Service Establishment]

Ordinance amending San Francisco Health Code Sections 451, 452, 456.4, 456.5, deleting Health Code Section 455, and amending San Francisco Business and Tax Regulations Code Section 249.1 to include definition for licensed health care facilities, clarify the definition for hospital kitchen, update definitions to be consistent with the California Retail Food Code; add a fee for licensed health care facilities; and add lien procedures for enforcing monetary penalties. Mayor presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

Resolutions

080607 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved for Enterprise Departments]

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: employee and public parking management services, information booth services, security services, and shuttle bus services (Airport); paratransit services, security services, citation information, janitorial and landscaping, meter collection and coin counting, towing services, and transit shelter maintenance and advertising (MTA); janitorial and security services (Port). (Mayor) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

080615 [Accept and Expend Environmental Protection Agency (EPA) Grant Funds - \$8,119,150]

Resolution authorizing the San Francisco Public Utilities Commission (SFPUC) to accept and expend a United States Environmental Protection Agency (US EPA) Grant in the amount of \$8,119,150 for a Contamination Warning System Demonstration Pilot Project. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080617 [Accept-Expend Federal Grant Funds, Fire Department - \$1,173,212]

Resolution authorizing the San Francisco Fire Department to retroactively accept and expend a grant in the amount of \$1,173,212 from the Federal Emergency Management Agency (FEMA) to develop and implement a Wellness and Fitness Program. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080622 [Multifamily Housing Revenue Bonds - 149 Mason Street Apartments- not to exceed \$15,275,000]

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed \$15,275,000 for the purpose of providing financing for a multifamily rental housing project to be known as 149 Mason Street Apartments; approving the form of and authorizing the execution of a trust indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this resolution; and related matters. Mayor presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080623 [Grant funds to support the Aboveground Petroleum Storage Act program - \$63,567.48]

Resolution authorizing the San Francisco Department of Public Health's Environmental Health Section (DPH-EHS) to enter into an agreement with the California Environmental Protection Agency (Cal/EPA) and to designate a representative to sign the agreement and any amendments thereto for implementation of the Aboveground Petroleum Storage Act (APSA) and to accept and expend retroactively a new grant in the amount of \$63,567.48 from CEPA to support the "Aboveground Petroleum Storage Act Program" for the period of January 1, 2008 through March 1, 2010. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080624 [Proclaiming June, July and August of 2008 as "Soda Free Summer"]

Resolution proclaiming June, July and August of 2008 as "Soda Free Summer" in the City and County of San Francisco, and urging all San Franciscans to join Shape Up SF to "Rethink Your Drink" and go Soda Free this summer. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080625 [Commending Mimi Silbert and declaring May 15, 2008 to be Mimi Silbert Day]

Resolution commending Mimi Silbert for more than 36 years of leadership as the President and CEO of Delancey Street and her steadfast commitment to the rehabilitation and reintegration of more than 14,000 people nationwide, and declaring May 15, 2008 to be Mimi Silbert Day, on the occasion of her recognition by the Women Defenders at their 2008 Spring Event. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080626 [Public Works Week - May 18 - 24, 2008]

Resolution declaring May 18 through May 24, 2008 as Public Works Week. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080627 [Commending AcroSports]

Resolution commending AcroSports on their 15 years of service to the community. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Hearings

080602 [Mayor's Proposed May Budget 2008-2009]

Hearing to review the Mayor's Proposed May Budget 2008-2009. (Mayor) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

080608 [Outside Lands Festival in Golden Gate Park]

Hearing to examine plans from SF Police Department, Recreation and Park Department, Department of Parking and Traffic, and Department of Public Works in preparation for the Outside Lands Music & Arts Festival in Golden Gate Park (August 22-24, 2008). Supervisor Chu presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080609 [City Tree Safety]

Hearing to examine whether trees in Stern Grove and other areas of the City are properly maintained and meet appropriate safety standards. Also to examine expenditure plan for Parks Bond funds dedicated to tree restoration. Supervisor Chu presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080610 [Arts Task Force Recommendations]

Hearing on the implementation on the 2006 Arts Task Force recommendations for all affected departments to report their progress on implementation. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.

080612 [Police District Boundaries]

Joint hearing of the Public Safety Committee of the Board of Supervisors and the Police Commission to discuss the Public Safety Strategies Group findings and recommendations of the district boundaries analysis completed pursuant to Board Ordinance number 243-06. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Public Safety Committee.

Charter Amendments

080618 [Third Aide for Members of the Board of Supervisors]

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 2.117, to authorize a third aide for members of the Board of Supervisors. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080619 [Providing for appointment rather than election of the City Treasurer]

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 3.106, amending Sections 6.100, 13.101, 13.101.5, 13.102, and 14.103, and repealing Section 6.106, to provide for appointment rather than election of the City Treasurer, and set qualifications for the office of Treasurer. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080620 [Creating a Public Works Commission, setting its powers and duties; authorizing the Mayor to appoint the Director of Public Works]

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding a new Section 4.121.5 and amending Sections 3.104, 4.130 and D3.750-4, to create a Public Works Commission and establish its powers and duties, and authorize the Mayor to appoint the Director of Public Works. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

PROPOSED RESOLUTIONS

080581 [Approval of Fifth Amendment to Agreement with Serco Inc. for parking meter collection and management services, to extend the term by two years and increase the contract amount by \$7,000,000]

Resolution approving the Fifth Amendment to the Agreement between Serco Management Systems, Inc. and the City and County of San Francisco, through the San Francisco Municipal Transportation Agency. (Municipal Transportation Agency). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080582 [Approval of Agreement between the City and County of San Francisco and Serco, Inc. for Administrative Services in Support of the SFpark Project, for a contract term of two years and an amount not-to-exceed \$23,000,000]

Resolution approving the Agreement between the City and County of San Francisco and Serco, Inc. for Administrative Services in Support of the SFpark Project. (Municipal Transportation Agency). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080583 [Official Advertising for FY 2008-2009]

Resolution designating the Examiner the official newspaper of the City and County of San Francisco for all official advertising for Fiscal Year 08-09. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.

080584 [Outreach Advertising for FY 2008-2009]

Resolution designating San Francisco Bay View to be the outreach newspaper of the City and County for the African American community, and Asian Week to be the outreach newspaper of the City and County for the Chinese community, to provide outreach advertising services for Fiscal Year 08-09. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.

080585 [Approval of the Mental Health Services Act Workforce Development Education and Training Three Year Program and Expenditure Plan]

Resolution approving the Mental Health Services Act Workforce Development Education and Training Three Year Program and Expenditure Plan (WET Plan) and authorizing the amendment of the MHSA Agreement to include this Plan in the agreement. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – May 6, 2008

Requests Granted

From: Supervisor Sandoval

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting that the Department of Parking and Traffic respond to the feasibility of zebra striping the pedestrian crosswalks at the intersection of Persia Avenue and Vienna Street.

From: Supervisor Elsbernd

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Please investigate the possibility of relocating the traffic signal box located at the corner of Laguna Honda and Portola due to pedestrian safety concerns.

From: Supervisor Elsbernd

To: Director, Municipal Transportation Agency

Requesting/Inquiring: Please explore the possibility of installing speed humps on the one block of Wawona, between Ulloa and Taraval Streets.

From: Supervisor Ammiano

To: Chief, Police Department

To: Director, Mayor's Office of Criminal Justice

Requesting/Inquiring: Currently, the Police Department's GIS crime map only tracks crimes which occurred in the last 90 days, and while most classifications of crimes such as robberies and assaults are searchable, homicides are not. What is the reason for these limitations? When can we expect the GIS map to reflect the past year's crimes, rather than the last 3 months, and when will the map accurately show where homicides have occurred?

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of repairing potholes at the following locations:

Geary and Post, pothole on southwest side of street

South side at Divisadero and Golden Gate

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Phone Switch Boxes:

Northeast corner of Oak and Webster

Northeast corner of Scott and Waller

Southeast corner of Fell and Fillmore

Southeast corner of Fillmore and Post
Southeast corner of Scott and Haight
Southwest corner of Buchanan and Hayes
Buchanan and Haight Streets
546 Haight Street
Northwest corner of Ashbury and Waller

Mailboxes:

Post and Geary
Hayes and Laguna
Southwest corner of Fell and Buchanan
Northeast corner of McAllister and Scott

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

503 Scott
360 Haight
472 Haight
539 Octavia
401 Fillmore
557 Fillmore
1015 Fillmore
1000 Steiner
333 Haight
406-408 Buchanan
536 Fell
401 Haight
546 Haight
799 Haight
498 Haight
425-431 Buchanan
485 Haight
385 Grove
432 Grove
200 Octavia
626 Fell
Geary and Steiner (the wall on the southwest corner of the walking bridge)
451 Hayes
525 Gough
355 Laguna

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from utility poles at the following locations:

Wood:

In front of 424 Oak
Northwest corner of Oak and Buchanan
432 Buchanan
Northwest corner of Page and Webster

Metal:

Southwest corner of McAllister and Webster
Northwest corner of Fell and Fillmore
406 Buchanan
Southwest corner of Buchanan and Lausant
1468 Waller
Southeast corner of Fell and Buchanan

Bus Shelters:

Southeast corner of Fillmore and Post
Northeast corner of Fillmore and Hayes
Stanyan and Oak
Northwest and Southeast corner of Haight and Fillmore
Southwest corner of Haight and Buchanan

Crosswalks and Stop Signs:

Fillmore and Waller (crosswalk and stop signs)
Fillmore and Haight (southeast and southwest corner stop signs)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newstands at the following locations:

San Francisco Bay Guardian:

Southeast corner of Fillmore and Post
Southeast corner of Laguna and Page
9th Avenue and Judah (near bus stops)
7th Avenue and Irving (near bus stops)
Northwest corner of Fillmore and Geary
Southeast corner of Fillmore and Haight
In front of 497 Oak Street

San Francisco Chronicle:

Southeast corner of Fillmore and Post
Southeast corner of Oak and Buchanan
Southeast corner of Laguna and Page
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Irving and 9th Avenue
Irving and 7th Avenue

Examiner:

Southeast corner of Fillmore and Post
Northwest corner of Hayes and Gough
Southeast corner of Haight and Fillmore

SF Daily:

Northwest corner of Hayes and Gough

City Star:

Northwest corner of Hayes and Gough

Onion:

Northeast corner of Fillmore and Waller

Northwest corner of Hayes and Gough

Southeast corner of Divisadero and Page

Southeast corner of Fillmore and Haight

SF Weekly:

Southwest corner of Hayes and Webster

Southeast corner of Masonic and Haight

Southeast corner of Haight and Fillmore

In Memoriams:

George C. Fleharty – Supervisor Peskin

Charles "Chad" Lowell Elliott – Supervisor Dufty

Robert Lawrence "Bob" Reising – Supervisor Dufty

Dick Dineen – Supervisor Dufty

BOARD of SUPERVISORS



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San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

**Legislation Introduced
Including All Off-Calendar Items
May 13, 2008**

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT

MAY 15 2008

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Introduced by Supervisors or Mayor

Ordinances

080630 [Solar Energy Incentive Pilot Program]

Ordinance creating a Solar Energy Incentive Pilot Program; establishing limits on the incentive payments; providing eligibility criteria for the incentive payments; establishing limits on the amount of assistance available; allocating program funding among types of buildings; and imposing duties and responsibilities on the program administrator. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080652 [Rental Subsidy Program for Low-Income Families]

Ordinance adding Sections 48.1 through 48.7 to the San Francisco Administrative Code creating the Rental Subsidy Program for Low-Income Families that establishes a need-based local housing subsidy for homeless families subject to the fiscal and budgetary provisions of the Charter. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

080656 [Public Employment and Accept-Expend Federal Grant - Amendment to the Annual Salary Ordinance, FY 2007-2008. Mayor's Summer Food Service Program and After School Snack Program - 2008]

Ordinance amending Ordinance No. 175-07 (Annual Salary Ordinance 2007-2008) to reflect the addition of one position (0.40 FTE) 9774 Sr. Community Development Specialist, one position (0.40 FTE) 1840 Jr. Management Assistant, and thirteen positions (1.04 FTE) 9910 Public Service Trainee in the Department of Children, Youth and Families (CHF), and authorizing the department to accept and expend a grant in the amount of \$950,710, currently and retroactively, if necessary, from the United States Department of Agriculture to sponsor the 2008 Mayor's Summer Food Program and the After School Snack Program. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080657 [Priorities for Public Utilities Commission's expenditures from Mayor's Energy Conservation Account Funds]

Ordinance establishing priorities for expenditures by the Public Utilities Commission from the Mayor's Energy Conservation Account. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080658 [General Advertising on City Buildings and Street Furniture]

Ordinance amending the San Francisco Administrative Code by adding Section 4.20-1 to make it City policy that there should not be any new general advertising signs on street furniture and to prohibit new general advertising signs visible to the public on the exterior of City-owned buildings. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

- 080660 [Zoning - Urgency Ordinance Extending An Interim Zoning Moratorium On Enterprises That Sell Tobacco Paraphernalia]**
 Urgency Ordinance extending an interim zoning moratorium for six (6) months, to temporarily prohibit the establishment of new enterprises, subject to specified exceptions, that sell Tobacco Paraphernalia, as defined, in all Commercial, Mixed Use and Industrial districts, and making findings, including findings of consistency with the Priority Policies of Planning Code Section 101.1 and environmental findings. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080661 [Waiver process for garbage receptacle enclosure requirements on residential property]**
 Ordinance amending San Francisco Public Works Code Section 170 concerning garbage receptacles to authorize a waiver process to the enclosure requirements for residential properties. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.
- 080662 [Fees for Processing a Redemption of Tax Defaulted Property or a Secured Property Tax Second Installment Delinquency Notice]**
 Ordinance amending the San Francisco Administrative Code by amending Section 8.34.1, to authorize the Tax Collector to charge a fee of \$55.00 to cover the cost of processing a redemption of property that is in default due to the failure to pay property tax and a fee of \$45.00 to cover the cost of processing a delinquency notice on the second installment of each separate valuation on the secured property tax roll, and to provide for an automatic adjustment of the fees for inflation. Mayor, Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 080663 [San Francisco General Hospital and Trauma Center General Obligation Bond Election]**
 Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 4th 2008, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: \$887,400,000 for the building and/or rebuilding and improving of the earthquake safety of the San Francisco General Hospital and Trauma Center and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; adopting findings under the California Environmental Quality Act, ("CEQA"), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations; finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with the restrictions on the use of bond proceeds specified in Section 53410 of the California Government Code; incorporating the provisions of the San Francisco Administrative Code, Sections 5.30 – 5.36; and waiving the time requirements specified in Section 2.34 of the San Francisco Administrative Code. Mayor, Supervisors Ammiano, Maxwell, Alioto-Pier, Chu, Daly, Duffy, McGoldrick, Mirkarimi, Sandoval presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080664 [San Francisco General Hospital and Trauma Center General Obligation Bonds]**
 Resolution determining and declaring that the public interest and necessity demand the building and/or rebuilding and improving of the earthquake safety of the San Francisco General Hospital and Trauma Center and related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of \$887,400,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness; adopting findings under the California Environmental Quality Act, ("CEQA"), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; and waiving the time limits set forth in Administrative Code section 2.34. Mayor, Supervisors Ammiano, Maxwell, Alioto-Pier, Chu, Daly, Duffy, McGoldrick, Mirkarimi, Sandoval presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Resolutions

080653 [Accept-Expend Ryan White HIV/AIDS Treatment Modernization Act Grant]

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a one-time funding award for the San Francisco Eligible Metropolitan Area (SF EMA) in the amount of \$4,758,228 from the Health Resources and Services Administration (HRSA) to support HIV Health Services; for the period of July 1, 2007 through February 29, 2008. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080654 [Grant funds to support HIV/AIDS treatment and prevention services]

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend a new grant in the amount of \$1,244,866 from the Department of Health & Human Services - Centers for Medicare & Medicaid Services (DHHS-CMS) to support a project entitled "Improving HIV/AIDS Treatment and Prevention Services;" for the period of July 1, 2008 through June 30, 2009. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080667 [90 day extension for Planning Commission review - Liquor Stores]

Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend the Planning Code by adding Section 226.5 to impose a distance requirement of 500 feet or more between new off-sale liquor stores and existing liquor stores, schools, public libraries, and recreation centers and establishing conditions for operation of liquor stores. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080668 [Commending Theresa Sparks, Joan Benoit, Joey Cain, Julius Turman, Marvin Burrows, Erick Arguello, Evan Low, and the Gay Asian Pacific Alliance on their selection as grand marshals for the 38th Annual San Francisco LGBT Pride Celebration and Parade]

Resolution commending Theresa Sparks, Joan Benoit, Joey Cain, Julius Turman, Marvin Burrows, Erick Arguello, Evan Low, and the Gay Asian Pacific Alliance on their selection as grand marshals for the 38th Annual San Francisco LGBT Pride Celebration and Parade. Supervisors Sandoval, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080669 [Commending Kelly McMenimen, Elizabeth Rutzick, and Ian Tuller for their efforts to stop the proposed spraying for the Light Brown Apple Moth]

Resolution commending Kelly McMenimen, Elizabeth Rutzick, and Ian Tuller for their efforts to stop the proposed spraying to eradicate the Light Brown Apple Moth and for their Stop the Spray Town Hall Meeting, which took place on Thursday, May 8, 2008. Supervisors Sandoval, Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080670 [Urging Governor Schwarzenegger and the State Legislature to restore funding for public higher education]

Resolution expressing deep concern over the proposed budget cuts to the CSU and CCC systems and urging our Governor and Legislature to restore and reinvigorate funding for public higher education in California. Supervisors Ammiano, Elsbernd, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080671 [Peace Officers' Memorial Day and National Police Week]

Resolution declaring May 15 Peace Officers' Memorial Day and the week in which May 15 falls as National Police week. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080672 [Funds to support HIV rapid testing and counseling in drug abuse treatment programs]

Resolution authorizing the San Francisco Department of Public Health (DPH), to accept and expend retroactively a grant in the amount of \$18,676 from the University of California, San Francisco (UCSF), the primary contractor, with funds from the National Institutes of Health, to support a study of HIV rapid testing and counseling in drug abuse treatment programs, for the period of September 1, 2007 through August 31, 2008. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

080655 [Directing the Budget Analyst to identify funding sources and funding milestones in connection with the implementa

tion of the San Francisco Police Department Information Technology Strategic Plan]

Motion directing the Budget Analyst to identify funding sources and funding milestones in connection with the implementation of the San Francisco Police Department Information Technology (IT) Strategic Plan. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Public Safety Committee.

080659 [Appointment, Board of Appeals - Kendall Goh]

Motion approving the Board of Supervisors President Peskin's appointment of Kendall Goh to the Board of Appeals for the term ending July 1, 2008. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

080665 [Waiver permitting City employees to assist the Department of Elections with the June 3, 2008 election]

Motion granting a waiver from the prohibition imposed by Charter Section 13.104.5, to permit City employees to assist the Department of Elections with the June 3, 2008 election. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080666 [Adopting the Planning Department's report on the Interim Moratorium on Tobacco Paraphernalia Retail Stores]

Motion adopting the Planning Department's report on the interim zoning moratorium to prohibit the establishment of new Tobacco Paraphernalia Retail Stores for 45 days. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendments

080618 [Board of Supervisors Aides]

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 2.117, to authorize a third aide for members of the Board of Supervisors. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080638 [Creating an Independent Rate Payer Advocate to review and recommend utility service rates proposed by the San Francisco Public Utilities Commission]

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 8B.128, to require the City Administrator to appoint an Independent Rate Payer Advocate, and prescribing the duties and responsibilities of the Independent Rate Payer Advocate. Supervisor Alioto-Pier presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080639 [Retirement system credit for unpaid parental leave]

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by: adding Sections A8.523 through A8.523-7, to allow retirement system credit for eligible safety members who have taken unpaid parental leave while employed with the City and County; amending Sections A8.559-10, A8.585-10, A8.586-10, A8.588-10, A8.595-10, A8.596-10, A8.597-10, and A8.598-10, relating to computation of service credit for a period of unpaid parental leave; and amending Sections A8.559-11, A8.585-11, A8.586-11, A8.588-11, A8.595-11, A8.596-11, A8.597-11, and A8.598-11, relating to the source of funds for eligible safety members who elect to purchase service credit for a period of unpaid parental leave. Supervisor Alioto-Pier presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080640 [Ordinances and Resolutions adopted by the Board of Supervisors under the Community Redevelopment Law]

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.15 and 3.103, to modify the procedures for adoption of ordinances and resolutions when the Board of Supervisors acts as the local legislative body under the Community Redevelopment Law. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080641 [Pier 70 Maritime District plan approval and financing; priorities for use of Port funds; Port agreements with other City departments]

Draft Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by: amending Section B6.406 to update the priorities for use of Port funds; adding Section B7.310 to authorize the Board of Supervisors to approve a financial and land use plan for a Pier 70 Maritime District submitted by the Port, which may include financing or incentives for Pier 70 waterfront improvements; and adding Section B7.320 to require appropriations for certain agreements between the Port and other City departments submitted by the Mayor to the Board of Supervisors and approved by the Board of Supervisors. Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

- 080642 [Raising the number of signatures required to qualify a recall petition for member of the Board of Supervisors]**
 Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.103, to raise the number of signatures required to qualify a recall petition for member of the Board of Supervisors from 10 percent of the registered voters of the district to 20 percent. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 080643 [City Elections In Even-Numbered Years]**
 Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.101 and 13.101 and Article XVII to change the election cycle for the offices of Mayor, Sheriff, District Attorney, City Attorney and Treasurer so that these offices will be elected in even-numbered years; and to amend the definition of general municipal election so that such elections occur only in even-numbered years. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 080644 [Municipal Transportation Agency Board of Directors; Parking Authority Commission]**
 Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8A.102, 8A.112, and 15.105 to divide the power to nominate members of the Municipal Transportation Agency's Board of Directors between the Mayor, the President of the Board of Supervisors, and the Controller, subject to confirmation of all nominations by the Board of Supervisors, setting the compensation of members of the Board of Directors at \$1,000 per month, and fixing the status of the Board of Directors as members of the Parking Authority Commission. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 080645 [Prohibition on City employees serving as members of Charter boards and commissions]**
 Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.101, to prohibit City employees from serving as members of boards and commissions created in the Charter. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 080646 [Eliminating the Police Department minimum staffing requirement]**
 Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 4.127 and 16.123, to eliminate the Police Department minimum staffing requirement. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 080647 [Commission on the Environment]**
 Draft Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.118, to clarify the authority of the Commission on the Environment to consider environmental justice issues and to review City building and land use policies for environmental sustainability; and allowing the Commission to investigate and make recommendations to City agencies regarding climate change. Supervisor Mirkarimi presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 080648 [Energy Security, Cost Reduction and Environmental Protection]**
 Charter Amendment (First Draft) to amend the Charter of the City and County by amending Sections 8B.120, 8B.123, and 9.107 to address the need to change electricity production, delivery, and use to ensure environmentally sustainable and affordable electric supplies for residents, businesses, and City departments and to require the Public Utilities Commission to comprehensively study and determine the most effective means of providing clean, sustainable, reliable and reasonably-priced electric service to San Francisco residents, businesses and City departments. Supervisor Mirkarimi presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 080649 [Promoting and Sustaining Music and Culture in San Francisco]**
 Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 16.128, which is designed to promote music and culture in San Francisco by establishing a music and culture sustainability policy and incorporating those principles into the General Plan of the City and County; and amending Section 4.106 to provide that the Board of Appeals shall have jurisdiction to hear appeals involving entertainment-related permits and events under the jurisdiction of the Recreation and Park Commission or Department. Supervisors Mirkarimi, Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080650 [Creating a Landmarks Preservation Board]

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.105 and adding Section 4.135 to establish an independent Landmarks Preservation Board with authority to: recommend approval, disapproval or modification to the Board of Supervisors of landmark, historic district, and conservation district designations under the Planning Code and historical property contracts under Chapter 71 of the Administrative Code without referral to the Planning Commission; approve, disapprove, or modify certificates of appropriateness as set forth in Article 10 of the Planning Code; approve, disapprove, or modify permits for major alterations as set forth in Article 11 of the Planning Code; and take such other actions on matters as may be prescribed by ordinance. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080651 [Policy regarding budget set-asides]

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 9.119 to: (1) establish as official City policy that the voters will not approve new set-asides or other mandated levels of spending without identifying a new funding source for the program, and that the duration and any annual growth in the set-aside or mandated level of spending be limited; and (2) require that the voter information pamphlet include a specific Controller's analysis of the fiscal impact of a proposed new set-aside. Mayor presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

080570 [Accept gift to the Fire Department - \$27,551]

Resolution accepting a gift to the Fire Department from the Fireman's Fund Insurance Company Heritage Program of equipment and materials for the Department's Division of Training Resource Library valued at \$27,551. (Fire Department)
RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Clerk to Act – May 13, 2008

Board Minutes for April 1, 2008 and April 8, 2008 approved.

Requests Granted

From: Supervisor Sandoval

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting that the Department of Parking and Traffic study the appropriateness of installing a crosswalk in front of the Mission YMCA at 4080 Mission Street.

Further requesting that the Department of Parking and Traffic send a copy of their response to:

Tanya Bluford

Executive Director

Mission YMCA

4080 Mission Street

San Francisco, CA 94112

Wendy Ayala

Senior Programs Director

Mission YMCA

4080 Mission Street

San Francisco, CA 94112

From: Supervisor Sandoval

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting that the Department of Parking and Traffic study the appropriateness of installing an ALL-WAY stop sign at the intersection of Plymouth Avenue and Montana Street.

Further requesting that the Department of Parking and Traffic send a copy of their response to:

Francisco Casco

739 Plymouth Avenue

San Francisco, CA 94112

From: Supervisor Sandoval

To: Director, Department of Parking and Traffic

Requesting/Inquiring: Requesting that the Department of Parking and Traffic study the appropriateness of installing speed humps on the 100 block of Seville Street.

Further requesting that the Department of Parking and Traffic send a copy of their response to:

Francisco Casco

130 Seville Street

San Francisco, CA 94112

From: Supervisor Sandoval

To: Director, Department of Public Health

Requesting/Inquiring: Requesting that the Department of Public Health (Dr. Rajiv Bhatia) respond to the following:

- (a) Any and all additional efforts being undertaken by the State of California to study the effects on people resulting from the proposed spray treatments for the Light Brown Apple Moth;
- (b) Any independent review the City has conducted to understand the effects of the proposed spray treatments for the Light Brown Apple Moth.

Also requesting that Dr. Bhatia's response is received within 30 days of delivery of this inquiry.

Also requesting that the a copy of the response be sent to:

Elizabeth Rutzick and Ian Tuller

San Franciscans concerned about the spray

1247 42nd Avenue

San Francisco, CA 94122

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Phone Switch Boxes:

Northwest corner of Haight and Steiner

Northeast corner of Octavia and Ivy

Southeast corner of Scott and Haight

Southeast corner of Buchanan and Fell

City Trash Cans:

Southwest corner of Buchanan and Hayes

Buchanan and Haight Streets

Mailboxes:

Hayes and Laguna

Eddy and Steiner

Haight and Octavia

Southwest corner of Fe and Buchanan

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following public property located at the following locations:

Emergency Call Boxes:

Southeast corner of Cole and 17th Avenue

Southeast corner of Funston and Lincoln

Southeast corner of 5th Avenue and Lincoln

From: Supervisor Mirkarimi

To: Director, Department of Human Resources

Requesting/Inquiring: Requesting that the Director of the Department of Human Resources send a survey letter to all qualifying City Employees retiring under Proposition B asking when and if they plan to retire during fiscal year 2008/2009.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian:

Southeast corner of Laguna and Page

Northwest corner of Fillmore and Geary

Southeast corner of Fillmore and Haight

San Francisco Chronicle:

Southeast corner of Laguna and Page

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Examiner:

Northwest corner of Fillmore and Hayes

Northwest corner of Hayes and Gough

Southeast corner of Haight and Fillmore

From: Supervisor Dufty

To: Office of the Mayor

Requesting/Inquiring: Requesting that the Office of the Mayor direct its representative(s) and advocate(s) responsible for intergovernmental relations between San Francisco and the State, and San Francisco and the Federal Government to ascertain whether there may be state and/or federal funding for implementation of the San Francisco Police Department Information Technology Strategic Plan (aka The Gartner Report). This advocacy should use the Five-Year Road Map outlined in the Information Technology Strategic Plan to identify appropriate requests from the State and Federal government, particularly for costly one-time technological investments.

From: Supervisor Dufty, Supervisor Ammiano

To: City Purchaser

Requesting/Inquiring: Requesting that the City Purchaser communicate to vendors that the City Purchaser will no longer accept Styrofoam packing and packaging in purchases. Instead, the City Purchaser will encourage vendors to use the numerous biodegradable packing and packaging materials that can be substituted for Styrofoam.

In Memoriams:

Claude N. Rosenberg, Jr.— Supervisor Dufty

Victims of the earthquake in China — Supervisor Chu

5F
590
#13
5/20/08

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

**Legislation Introduced
Including All Off-Calendar Items
May 20, 2008**

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT

MAY 23 2008

SAN FRANCISCO
PUBLIC LIBRARY

Introduced by Supervisors or Mayor

Ordinances

- 080685** [Amending Ordinance 174-07 to Remove Funding Reserve for the Community Justice Center in the Mayor's Office for Fiscal Year 2007-2008]
Ordinance amending the Annual Appropriation Ordinance, Ordinance 174-07 File Number 070773, to remove the \$500,000 reserve on the Community Justice Center in the Mayor's Office for Fiscal Year 2007-2008. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080686** [Landmark Tree Designation of Monterey Cypress at 2626 Vallejo Street]
Ordinance designating the Monterey Cypress at 2626 Vallejo Street (Assessor's Block 0953, Lot 006) as a landmark tree pursuant to Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080687** [Landmark Designation of Manzanita at 115 Parker Avenue]
Ordinance designating the Manzanita at 115 Parker Street (Assessor's Block 1064, Lot 002) as a landmark notwithstanding the provisions contained in the Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark designation. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080690** [Authorizing the Health Commission to perform and award contracts for public work and related professional services]
Ordinance amending San Francisco Administrative Code Chapter 6, Section 6.2, to add the Health Commission and the Department of Public Health to the list of those commissions and departments authorized to perform and award contracts for public work and related professional services. Supervisor Elsbernd presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 080691** [Zoning - HOPE SF Hunters View SUD and the 40/65-X Height and Bulk District]
Ordinance amending the San Francisco Planning Code by adding Section 263.20 to establish special exceptions for heights within the HOPE SF Hunters View Special Use District and the 40/65-X Height and Bulk District, allowing residential buildings with conditional use authorization pursuant to Planning Code Sections 303 and 304 to have a maximum height of 65 feet; adopting environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

080692 [Zoning - HOPE SF Hunters View Special Use District]

Ordinance amending the San Francisco Planning Code by adding Section 249.39 to establish the HOPE SF Hunters View Special Use District, allowing the subdivision or portions of the site as individual lots to exceed the density of the underlying zoning district and allowing uses that are either principally or conditionally permitted within NC-1 districts to be principally permitted within the special use district; adopting environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

080693 [Zoning Map Amendments - HOPE SF Hunters View]

Ordinance amending the Zoning Maps of the City and County of San Francisco, Sheet HT10, to change the Height and bulk Designation of Assessor's Block 4624, Lots 3, 4 and 9 and Block 4720, Lot 27 from 40-X to 40/65-X, Sheet ZN10, to change the Zoning Use Districts of Block 4720, Lot 27 from RH-2, NC-2 and M-1 to RM-1, and Sheet SU10, to designate Assessor's Block 4624, Lots 3, 4 and 9 and Block 4720, Lot 27 with the HOPE SF Hunters View Special Use District; adopting environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

080696 [Zoning - New Controls for the North Beach Neighborhood Commercial District, to protect neighborhood-serving small businesses and Preserve Basic Neighborhood Services]

Draft Ordinance amending the San Francisco Planning Code by amending Section 722.1 and the Zoning Control Table in Section 722 to protect neighborhood-serving small businesses in the North Beach Neighborhood Commercial District by prohibiting the establishment of new bars and restaurants in locations that have been occupied by Basic Neighborhood Services; to protect North Beach Specialty Take Out uses, such as traditional North Beach bakeries, delicatessens, gelato and ice cream stores, as defined; to prohibit the establishment of new ground-story Limited Financial and Business and Professional uses; to prohibit new automated bank teller machines (ATMs); to allow restaurants to obtain liquor licenses if they operate as a bona-fide eating places, as defined; and adding a new Section 790.142, to define bona-fide eating place; amending the definition of Basic Neighborhood Services in Section 790.68; and adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

080697 [Unrepresented Employees]

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2008. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Resolutions

080681 [Proclaiming May 22, 2008 as John Muir School Teacher Appreciation Day]

Resolution proclaiming May 22, 2008 as John Muir Elementary School Teacher Appreciation Day in honor of John Muir Elementary School's principal, teachers, and staff. Supervisor Mirkarimi presented. ADOPTED.

080688 [Helping Hands for Animals program Policy welcoming attorneys to volunteer with the District Attorneys Office to help prosecute animal cruelty cases]

Resolution approving the "Helping Hands for Animals" Program which would welcome private attorneys to aid in the prosecution against animal cruelty as volunteer attorneys under the District Attorneys Office of San Francisco County. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080689 [Presidio and City and County of San Francisco Transportation Work Group]

Resolution establishing the Presidio and City and County of San Francisco Transportation Work Group. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 080695 [Disposition and Development Agreement - Redevelopment Agency Owned Land for 4800 Third Street]**
Resolution approving the Redevelopment Agency of the City and County of San Francisco's Disposition and Development Agreement (the "Agreement") for a portion of Assessor's Block 5322, Lot 45 commonly known as 4800 Third St Street, to Green Blended Communities, L.L.C., for the purpose of developing affordable for-sale housing for lower income households. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Board of Supervisors.
- 080701 [Proclamation for Peace and Dignity Day on July 7, 2008 in San Francisco]**
Proclamation of the City and County of San Francisco to declare July 7, 2008 as Peace and Dignity Day. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080702 [CalHome Application]**
Resolution authorizing the submittal of an application to the California State Department of Housing and Community Development for funding under the CalHome Program; the execution of a standard agreement if selected for such funding and any amendments thereto; and any related documents necessary to participate in the CalHome Program. Supervisor Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080703 [Approval of an extension for Planning Commission review - Residential Inclusionary Affordable Housing Program]**
Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend the Residential Inclusionary Affordable Housing Program of the Planning Code of the City and County of San Francisco to a date within 45-days of the completion of the environmental review, including any required hearings. The proposed Ordinance would specifically Ordinance amending the Residential Inclusionary Affordable Housing Program, including Planning Code Section 315.9 to allow for density bonuses to project applicants who develop on-site, affordable family-sized units as defined herein as part of their inclusionary housing requirements; and the addition of Planning Code Section 315.10 regarding severability and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080704 [90 day extension for Planning Commission review - Mission/Bernal Formula Restricted Use Subdistrict]**
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance amending the San Francisco Planning Code by adding Section 785 to establish the Mission/Bernal Formula Retail Restricted Use Subdistrict and to amend Section 703.3 to prohibit formula retail uses in the Mission/Bernal Formula Retail Restricted Use Subdistrict; amending Sectional Maps SU 07 and SU 11 of the Zoning Map of the City and County of San Francisco to establish the boundaries of the Mission/Bernal Formula Retail Restricted Use Subdistrict; adopting findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080705 [60 day extension for Planning Commission review - The Metro Theatre]**
Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on a proposed Resolution that would initiate the designation of The Metro Theatre, 2055 Union Street, Lot 018 in Assessor's Block 0541, as a landmark pursuant to Section 1004.1 of the Planning Code. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080844 [Sublease of Real Property at 555 Polk Street]**
Resolution authorizing the sublease of 9,000 square feet of office space in the building located at 555 Polk Street for the Community Justice Center through the Department of Public Health. Mayor presented. CALLED FROM COMMITTEE.

Motions

080676 [Closed Session - Conference with City's Labor Negotiators]

Motion that the Budget and Finance Committee convene in closed session with the City's Labor Relations Negotiators and the Director of Human Resources, for the purpose of reviewing the City's positions in pending labor negotiations with organizations representing City employees. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080683 [Call from committee and committee of the whole, Community Justice Center funding]

Motion calling from committee file number 080685, an ordinance removing reserve funding for a Community Justice Center; motion to sit as committee of the whole June 10, 2008. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080698 [Confirming the reappointment of Ann Blumlein Lazarus to the San Francisco Port Commission]

Motion confirming the reappointment of Ann Blumlein Lazarus to the San Francisco Port Commission for a four-year term ending May 1, 2012. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

080706 [Appointment, Board of Appeals - Kendall Goh]

Motion approving Board of Supervisors President Peskin's appointment of Kendall Goh to the Board of Appeals for the term ending July 1, 2008, and the term ending July 1, 2012.. RECEIVED AND ASSIGNED to Rules Committee.

Hearings

080682 [Audit of the Recreation and Park Department's Cash Handling Practices]

Hearing request on the Budget Analyst's May 2008 report titled, "Audit of the Recreation and Park Department's Cash Handling Practices." Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080684 [Hearing - Amending Ordinance 174-07 to Remove Funding Reserve for the Community Justice Center in the Mayor's Office for Fiscal Year 2007-2008.]

Hearing of persons interested in or objecting to proposed ordinance amending the Annual Appropriation Ordinance, Ordinance 174-07 File Number 070773, to remove the \$500,000 reserve on the Community Justice Center in the Mayor's Office for Fiscal Year 2007-2008. Supervisor Duffy presented. SCHEDULED FOR PUBLIC HEARING.

080694 [Hearing - Disposition and Development Agreement - Redevelopment Agency Owned Land for 4800 Third Street]

Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's Disposition and Development Agreement (the "Agreement") for a portion of Assessor's Block 5322, Lot 45 commonly known as 4800 Third St Street, to Green Blended Communities, L.L.C., for the purpose of developing affordable for-sale housing for lower income households. Supervisor Maxwell presented. SCHEDULED FOR PUBLIC HEARING.

PROPOSED ORDINANCES

080628 [Settlement of Lawsuit - CCSF v. Competent Builders, Inc.]

Ordinance authorizing settlement of the lawsuit, entitled City and County of San Francisco v. Competent Builders, Inc., Alameda County Superior Court Case No: RG-05-229-274 (formerly San Francisco Superior Court Case No. CGC-04-437148). (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

080629 [Settlement of Lawsuit - Tamara Josi - \$75,000]

Ordinance authorizing settlement of the lawsuit filed by Tamara Josi against the City and County of San Francisco for \$75,000; the lawsuit was filed on May 9, 2007 in San Francisco Superior Court, Case No. 463219; entitled Tamara Josi, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

080589 [Agreement to Accept the Dolores Hotel Located at 35-37 Woodward Street]

Resolution approving and authorizing the execution and performance of an Agreement to Transfer and an Irrevocable Assignment and Assumption Agreement and Amendment to Loan Documents relating to the property commonly known as Dolores Hotel and located at 35-37 Woodward Street; adopting findings that the transfer is exempt from Environmental Review and is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101 I, and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this Resolution. (Real Estate Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Clerk to Act – May 20, 2008

Requests Granted

From: Supervisor Alioto-Pier

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney draft legislation declaring drug-free zones in our public parks. These drug-free park zones shall stiffen penalties for drug crimes committed within their boundaries to discourage drug dealing in our parks where our children play and our community recreates.

From: Supervisor Chu

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney draft legislation regulating sales of alcohol in malleable containers such as Pocket Shots alcohol in zones within 1000 feet of AT&T Park, Golden Gate Park, and schools in San Francisco.

From: Supervisor Ammiano

To: Immigration and Customs Enforcement

To: Chief, Police Department

To: Sheriff

To: District Attorney

Requesting/Inquiring: Recent news reports have indicated that, under the custody of Immigration and Customs Enforcement (ICE), thousands of people are crammed into over-crowded detention facilities awaiting deportation or a judicial hearing regarding deportation or other immigration issues. Many doctors, nurses, and detainees have reported that the Division of Immigration Health Services (DIHS) has neglected the serious health care needs of both the physically sick and mentally ill at multiple detention facilities. As a result, some detainees have either died of treatable illnesses, or have been forced to suffer the painful effects of their illnesses due to poor care, slow care, or no care. Recent reports also indicate that the U.S. government has injected hundreds of deportees with dangerous psychotropic drugs against their will to keep them sedated during the trip back to their home country, even in cases where people have no history of mental illness.

Currently, many San Francisco residents have been taken into ICE custody through federal immigration raids. Also, ICE has obtained custody of some San Francisco residents from the custody of local law enforcement as required by federal and state statutes.

Have any persons from San Francisco who were taken into ICE custody either (a) died in ICE custody of an otherwise treatable illness, or (b) been denied adequate access to health care while in ICE custody, or (c) been exposed to unsafe or unhealthy conditions while in ICE custody? Have any persons from San Francisco who were taken into custody by ICE been forced to take psychotropic drugs upon deportation?

From: Supervisor Dufty

To: Controller

Requesting/Inquiring: Requesting that the Controller consider the potential that a public-philanthropic partnership could create an incentive fund for HIV/AIDS organizations that might benefit from merging their operations.

Specifically, that incentive funding might encourage agencies to consider merging operations in order to improve the effective delivery of services and long-term cost efficiency. Might two agencies providing case management services consider merging if public-philanthropic incentive funds would be made available to technology investments significantly improving these services, for example.

The Controller's Office should also determine whether Bay Area and California Foundations might be interested in partnering with the City to establish such incentives and then invite organizations to apply and discuss how they could merge and improve their services for clients and work environments for staff. The Controller should consider possibly providing technical assistance to interested groups.

From: Supervisor Mirkarimi

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney collaborate with the relevant City Departments to prepare a memorandum detailing potential conditions and penalties that may be attached to future permits issued to organizations of the Bay to Breakers in order to alleviate the adverse conditions imposed upon host neighborhoods and the City.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Phone Switch Boxes

Northeast corner of Oak and Webster

Southwest corner of Geary and Webster

Southeast corner of Fell and Fillmore

Southeast corner of Scott and Haight

City Trash Cans

Southwest corner of Buchanan and Hayes

546 Haight Street

Mailboxes

Post and Geary

Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

517 Laguna
451 Hayes
445 Hayes (was reported over 45 days ago)
497 Fulton
428 Grove
341 Webster
2215 Post
2401 Post
2025 O'Farrell
936 Scott
546 Haight
401 Haight
235 Buchanan

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the public property located at the following locations:

Emergency Boxes

Southwest corner of Pierce and Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian:

Southeast corner of Fillmore and Post

Southeast corner of Laguna and Page

9th Avenue and Judah (near bus stops)

7th Avenue and Irving (near bus stops)

Northwest corner of Fillmore and Geary

Southeast corner of Fillmore and Haight

San Francisco Chronicle:

Southeast corner of Fillmore and Post

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Irving and 9th Avenue

Irving and 7th Avenue

Examiner:

Southeast corner of Fillmore and Post

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

SF Daily:

Northwest corner of Hayes and Gough

City Star:

Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight

SF Weekly:

Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from utility poles at the following locations:

Wood

In front of 424 Oak
Northwest corner of Oak and Buchanan
432 Buchanan
Southwest corner of Ivy and Gough
Northwest corner of Page and Webster

Metal

Northwest corner of Turk and Divisadero
Northeast corner of Scott and Oak
Southeast corner of McAllister and Scott
Southeast corner of Fell and Scott
Southwest corner of Lausant and Buchanan
In front of 739 Haight

Crosswalks and Stop Signs

Fillmore and Waller (crosswalk and stop signs)
Fillmore and Haight -southeast and southwest corners (stop signs)

Fire Hydrant

Southwest corner of Grove and Scott

Fire Box

Southwest corner of Pierce and Haight

In Memoriams:

Mario Montoya, Sr. – Supervisor Dufty
Ruby Tadich Suhr Lawler – Supervisor Dufty
Esther Friedman Sinclair – Supervisor Dufty
Bernice E. Ayala – Supervisors Dufty and Sandoval
Wayland Carr Fuller – Supervisor Maxwell
Robert York – Supervisor Ammiano

BOARD of SUPERVISORS



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Legislation Introduced
Including All Off-Calendar Items
June 3, 2008

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT

JUN - 5 2008

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Ordinances

080719 [Building Code - fee adjustment]

Ordinance amending the Building Code to amend various sections and fee schedule tables to adjust fees or permits, inspections, and other actions. (Building Inspection Department) . ASSIGNED to Budget and Finance Committee.

080723 [Interim Consolidated Budget and Annual Appropriation Ordinance, Fiscal Year 2008-2009 and for the Municipal Transportation Agency, Fiscal Years 2008-2009 and 2009-2010]

Interim Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2009 and for the Municipal Transportation Agency fiscal years ending June 30, 2009 and June 30, 2010. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080724 [Interim Annual Salary Ordinance, Fiscal Year 2008-2009 and for the Municipal Transportation Agency Fiscal Years 2008-2009 and 2009-2010]

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2009 and for the Municipal Transportation Agency, Fiscal Years ending June 30, 2009 and June 30, 2010, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080725 [Consolidated Budget and Annual Appropriation Ordinance, Fiscal Year 2008-2009 and for the Municipal Transportation Agency, Fiscal Years 2008-2009 and 2009-2010]

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2009 and for the Municipal Transportation Agency fiscal years ending June 30, 2009 and June 30, 2010. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080726 [Annual Salary Ordinance, Fiscal Year 2008-2009 and for the Municipal Transportation Agency Fiscal Years 2008-2009 and 2009-2010]

Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2009 and for the Municipal Transportation Agency, fiscal Years ending June 30, 2009 and June 30, 2010, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 080736 [Planning Code- Modifying the fee refund provisions for inclusionary housing projects]**
Ordinance amending Planning Code section 315.4 to limit refunds for environmental review, conditional use applications and fees covered in Planning Code Section 352 to only that portion of the housing project which is affordable and to clarify that the refund provision is only available to projects that filed on or after June 18, 2001; and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080737 [Planning Department Fee Adjustment]**
Ordinance amending the San Francisco Planning Code by amending Article 3.5 to adjust fees for Planning Department services; and making Section 302 and environmental findings. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080738 [Environmental review fees, Community Streamlined intake fee, and related fee]**
Ordinance amending the San Francisco Administrative Code by amending Sections 31.22 and 31.23 to increase environmental review fees 1.63 percent, to adopt a new fee for Determination of Historical Resources, and to increase fees to recover cost of producing area plans from projects in Plan Areas; adding Section 31.24 to adopt new fees for Community Streamlined Intake; and making environmental findings. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080739 [Chlorofluorocarbon Recovery and Recycling Fees]**
Ordinance amending Section 1412 of San Francisco Health Code Article 24 to increase fees for permitting and inspections by the Department of Health and making environmental findings. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080740 [Diesel Backup Generator Fees]**
Ordinance amending Section 2017 of Health Code Article 30 to increase fees for registration applications and regulation of diesel backup generators and add provisions for the Controller to adjust fees annually, and making environmental findings. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080741 [Hazardous Materials Fees]**
Ordinance amending Section 1176 of San Francisco Health Code Article 21 to increase fees for hazardous materials registration, storage, handling and inspections by the Department of Public Health; and making environmental findings. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080742 [Hazardous Waste Management Fees]**
Ordinance amending Section 1204 of San Francisco Health Code Article 22 to increase fees for hazardous waste generators and inspections by the Department of Public Health and to provide for subsequent fee adjustments to ensure that such fees cover program costs; and making environmental findings.. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080743 [Hazardous Waste Soil Analysis Fees]**
Ordinance amending Section 1237 of the San Francisco Health Code to increase fees for hazardous waste soil analysis and add provisions for the Controller to adjust annually, and making environmental findings. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080744 [License and Permit Fees]**
Ordinance amending the San Francisco Business and Tax Regulations Code by amending Sections 35, 120, 248, 249.1, 249.7, 249.11, 249.12, 249.13, 249.14, 249.16, and 249.20; and the San Francisco Health Code by amending Sections 258, 1009.54, 1927, and 3304 relating to fees for licenses, permits and inspections by the Department of Public Health. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080745 [Medical Waste Generator Registration, Permitting, Inspections And Fees]**
Ordinance amending Sections 1504 through 1509, and 1513 and 1514 of San Francisco Health Code Article 25 to increase registration and permit fees for persons who generate, store, haul and treat medical waste and for inspections by the Department of Public Health; and making environmental findings. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 080746 [Risk Management Program Fees]**
Ordinance amending Section 1191 of San Francisco Health Code Article 21A to increase fees for Risk Management Plans and inspections of stationary sources by the Department of Public Health and making environmental findings. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080747 [Ambulance Permit Fees]**
Ordinance amending Section 249.8 of the San Francisco Business and Tax Regulations Code to increase annual ambulance permit fees and create a fee for initial ambulance provider permit application; and making environmental findings. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080748 [Health Inspection Fees]**
Ordinance amending San Francisco Health Code by deleting Sections 609, 609.1, 609.2, and 609.3 and adding new Sections 609, 609.1, 609.2 to impose a fee for vector control and healthy housing inspections, increase fees for reinspections, substitute the lien procedures of Article XX of Chapter 10 of the San Francisco Administrative Code for collection of reinspection fees, and add provisions for the Controller to adjust annually, and making environmental findings. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080749 [San Francisco Public Library - Fees]**
Ordinance making environmental findings and amending the San Francisco Administrative Code by amending Section 8.21-2 to adjust existing Library fees and authorize the Library to collect fees for scanning services, special meeting room services, and lost and damaged interlibrary loan materials. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080750 [Recreation and Park Department - Athletic Fields Fees]**
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by amending Section 12.36 to increase the application fee for certification as a non-profit. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080751 [Recreation and Park Department - Aquatic Facilities Fees]**
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by amending Section 12.40 to increase the fees at the Aquatic facilities. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080752 [Recreation and Park Department - Facility Rental Fees]**
Ordinance making environmental findings and adding San Francisco Park Code Section 12.47 to establish rental fees for the use of the Randall Museum and the Harvey Milk Performing Arts Center. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080753 [Recreation and Park Department - Reservation Administrative Fees]**
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by amending Section 12.45 to establish an athletic field re-scheduling fee. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080754 [Recreation and Park Department - Coit Tower Fees]**
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by amending Section 12.06 to increase the fees at Coit Tower. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080755 [Recreation and Park Department - Japanese Tea Garden Fees]**
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, by amending Section 12.05 to increase the fees at the Japanese Tea Garden. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080756 [Recreation and Park Department - Athletic League Fees]**
Ordinance making environmental findings and adding San Francisco Park Code Section 12.48 to establish fees for the use of Recreation and Park facilities by athletic leagues. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 080757 [Recreation and Park Department - Conservatory of Flowers Facility Rental Fees]**
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.34, to establish facility rental fees for the Conservatory of Flowers. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080758 [Fees for Fire Department Services and Permits]**
Ordinance making environmental findings and amending Sections 105.6.47, 105.6.48, 112.2, 112.3, 112.7, 112.8, 112.9, 112.10, 112.11, 112.15, 112.17, 112.18 and Tables 112-A, 112-B and 112-C of Appendix Chapter 1 of the San Francisco Fire Code to increase fees for certain Fire Department services and permits, amending Section 112.9 to add an Express Plan Review service, and adding Sections 105.6.50, 112.19, and 112.20 to Appendix Chapter 1 of the San Francisco Fire Code to establish fees for certain Fire Department services and permits, to become operative on its effective date or on July 1, 2008, whichever is later. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080759 [Fees for Fire Department Emergency Medical Services]**
Ordinance making environmental findings and amending Section 128.1 of the San Francisco Health Code to increase fees for certain Fire Department emergency medical services, to eliminate the fee for supplemental supplies, and to modify the language regarding fee changes in subsequent years. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080761 [Patient Rates]**
Ordinance amending Section 128 of the San Francisco Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2008. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080765 [Regulation of Newsracks: Increasing Fixed Pedestal Permit Fee]**
Ordinance amending Section 184.12 of the San Francisco Public Works Code to provide that the annual fee for a fixed pedestal permit shall be \$60. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080766 [De-appropriating \$2,500,000 of Hotel Room Tax from the Low Income Housing Program and Re-appropriating \$2,500,000 to the General Fund for Fiscal Year 2007-2008]**
Ordinance de-appropriating \$2,500,000 of Hotel Room Tax from the Low Income Housing Program and re-appropriating \$2,500,000 to the General Fund in the Mayor's Office for Fiscal Year 2007-2008. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080769 [Transferring \$5 million from the Election Campaign Fund to the General Fund]**
Ordinance amending Chapter 1 of Article I of the Campaign and Governmental Conduct Code by amending sections 1.138 and 1.144 to transfer \$5 million from the Election Campaign Fund to the General Fund in the fiscal year beginning July 1, 2007. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080774 [DSW Training and Reporting and Employee Contact Information]**
Ordinance requiring departments to update employee contact information and report annually on the status of required Disaster Service Worker Training. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080775 [Smart Grid-Capable Electric Meters]**
Draft Ordinance requiring the use of smart grid-capable meters when any electric meter is installed or replaced within the City or County of San Francisco. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080776 [Ninety Day Parking Tax Penalty Amnesty Program]**
Ordinance amending Article 9 of the Business and Tax Regulations Code by adding Section 609 to establish a 90 day Parking Tax Penalty Amnesty Program. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

- 080777 [Eastern Neighborhoods community stabilization fee and PDR replacement program]**
Ordinance amending the Planning Code to add Sections 319A et seq. to create a community stabilization fund and PDR replacement fund and imposing fees on specified new developments in the Eastern Neighborhoods, as defined herein; making a declaration of policy concerning pending residential development projects in the Eastern Neighborhoods that are compliant with the current Planning Code; and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

Resolutions

- 080727 [Redevelopment Agency Interim Budget]**
Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2008-2009. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080728 [Redevelopment Agency Budget and Bonds]**
Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2008-2009, approving the Issuance by the Redevelopment Agency of Bonds in an aggregate principal amount of not to exceed \$199,400,000 to finance a portion of redevelopment activities described in such approved Budget for fiscal year 2008-2009. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080729 [Treasure Island Development Authority Interim Budget]**
Resolution approving the Interim Budget of the Treasure Island Development Authority for fiscal year 2008-2009. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080730 [Treasure Island Development Authority Budget]**
Resolution approving the Budget of the Treasure Island Development Authority for fiscal year 2008-2009. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080731 [Revocation of Permit for U.N. Plaza Collectible/Antiques Market]**
Resolution revoking the permit for a collectible/antiques market at U.N. Plaza. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080732 [Revocation of Permit for U.N. Plaza Farmer's Market]**
Resolution for revoking the permit for a farmer's market at U.N. Plaza. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080733 [Lease of space for cellular transmission at Alemany Farmers' Market Property]**
Resolution authorizing the lease of space for up to three cellular transmission sites at the property commonly known as the Alemany Farmers' Market located at the corner of Alemany Boulevard and Putnam Street. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080734 [Proposition J Contract/Janitorial Services for 875 Stevenson Street]**
Resolution concurring with the Controller's certification that the janitorial services at 875 Stevenson Street can be performed by private contractor for a lower cost than similar work performed by City and County employees. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080735 [Disbursements from Budget Savings Incentive Reserve for FY 08-09]**
Resolution approving disbursements from the Budget Savings Incentive Fund. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 080760 [Authorizing the execution and delivery of certificates of participation to finance health care, assisted living and/or other type of continuing care facility or facilities and related improvements located at 375 Laguna Honda Boulevard]**
Resolution authorizing the execution and delivery of certificates of participation to finance the acquisition, demolition, improvement, installation, equipping, rehabilitation, construction and/or reconstruction of a health care, assisted living and/or other type of continuing care facility or facilities and related improvements located at 375 Laguna Honda Boulevard; approving the form of a trust agreement between the City and County of San Francisco and a trustee (including certain indemnities contained therein); authorizing the selection of a trustee; approving the form of a property lease between the City and a trustee relating to 375 Laguna Honda Boulevard; approving the form of a project lease between the City and a trustee (including certain indemnities contained therein); approving the form of an official notice of sale and notice of intention to sell for the certificates of participation, if sold by competitive sale; approving the execution of a Bond Purchase Contract and authorizing the appointment of underwriters relating to the certificates of participation, if sold by negotiated sale; approving the form of an official statement in preliminary and final form; approving the form of a continuing disclosure certificate; granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of the Certificates; approving modifications to documents; and ratifying previous actions taken in connection therewith. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080762 [Proposition J Contract/Security Services for San Francisco General Hospital, Laguna Honda Hospital and Various Clinics]**
Resolution concurring with the Controller's certification that security services for San Francisco General Hospital, Laguna Honda Hospital and various clinics can be performed by private contractor for a lower cost than similar work performed by City and County employees. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080767 [Redevelopment Agency Budget]**
Resolution approving an amendment to the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2007-08 by increasing the Agency's tax increment receipts for Affordable Housing activities and authorizing expenditure in an amount not to exceed \$22,401,050 by authorizing a cooperation agreement with the City and County of San Francisco, and authorizing the Agency to increase its annual statement of indebtedness by a like amount not to exceed \$22,401,050, all Redevelopment Project Areas. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080768 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]**
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: convention facilities management, central shops security, janitorial and security services (Administrative Services); body removal services (Medical Examiner); budget analyst (Board of Supervisors); security services (Public Works); community services (District Attorney); absentee voter ballot distribution (Department of Elections); security services (Human Services Agency); shelter and intake for status offenders (Juvenile Probation); Project S.A.F.E. (Police); jail food services (Sheriff); and mainframe system support (Telecommunications and Information Services). Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080778 [Initiating amendments to Appendix K of Article 10 of the Planning Code regarding the Bush Street-Cottage Row Historic District]**
Resolution initiating amendments to Appendix K of Article 10 of the Planning Code regarding the Bush Street-Cottage Row Historic District. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080779 [Closure of the Potrero Power Plant]**
Resolution urging the Public Utilities Commission to present to the California Independent System Operator a transmission-only solution to close the entire Potrero Power Plant; and establishing minimum criteria for any in-City generation projects to close the Potrero Power Plant. Supervisors Maxwell, Dufty, McGoldrick, Peskin, Daly, Sandoval, Mirkarimi presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080780 [Accept-Expend Federal State Pass Through Grant - \$1,277,875]**
Resolution authorizing the Department of Economic and Workforce Development to Retroactively accept and expend a grant in the amount of \$1,277,875 from the United States Department of Labor for workforce development activities. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

- 080783 [Intention to form the Broadway Entertainment Corridor Community Benefit District]**
Resolution (1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Broadway Entertainment Corridor Community Benefit District" and levy a multi-year assessment on identified parcels in the district, (2) approving the management district plan and engineer's report and proposed boundaries map for the district, (3) ordering and setting a time and place for a public hearing thereon, (4) approving the form of the Notice of Public Hearing and Assessment Ballots, and (5) directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080784 [Intention to form the Yerba Buena Community Benefit District]**
Resolution (1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Yerba Buena Community Benefit District" and levy a multi-year assessment on identified parcels in the district, (2) approving the management district plan and engineer's report and proposed boundaries map for the district, (3) ordering and setting a time and place for a public hearing thereon, (4) approving the form of the Notice of Public Hearing and Assessment Ballots, and (5) directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080785 [Lymphoma Research Foundation Day - June 8, 2008]**
Resolution declaring June 8, 2008 "Lymphoma Research Foundation Day" in San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080786 [Grant to support resident transitions at Laguna Honda Hospital - \$10,000]**
Resolution authorizing the San Francisco Department of Public Health – Laguna Honda Hospital (DPH-LHH), to accept and expend retroactively a grant in the amount of \$10,000 from the Stanford Geriatric Education Center, to support the transitional healthcare project, for the period of September 1, 2007 through June 30, 2008. Supervisor Elsbernd presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080787 [Commending Wooly Wolverton]**
Resolution commending Wooly Wolverton. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080788 [Condemning Chevron Corporation for its domestic and international business practices]**
Resolution condemning Chevron Corporation for a systematic pattern of ethically questionable investments, complicity in human rights abuses, and environmental devastation in countries and communities in which it operates. Supervisors Ammiano, Daly, Mirkarimi, Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearings

- 080770 [Controller's discussion on the Mayor's proposed FY 2008-2009 Budget (aka Revenue Letter)]**
Hearing on the Controller's discussion of the Mayor's proposed FY 2008-2009 Budget (aka Revenue Letter). Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080771 [Proposed changes for the structure and staffing of Department of Telecommunications and Information Services (DTIS)]**
Hearing on recent changes proposed for the structure and staffing of DTIS. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080772 [Policy implications of the reduction in services to San Francisco General Hospital's Psychiatric Emergency Services Unit]**
Hearing to discuss the policy implications of the substantial reduction in services to San Francisco General Hospital's Psychiatric Emergency Services Unit. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080773 [Police Chief Hiring Report]

Hearing to review and discuss the Legislative Analyst Report entitled "Police Chief Hiring". Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Public Safety Committee.

PROPOSED ORDINANCES

080709 [Settlement of City's Lawsuit Against Defendant Coral Energy Resources, L.P. - \$277,000]

Ordinance authorizing partial settlement of the lawsuit filed by the City and County of San Francisco against defendant Coral Energy Resources, L.P.; the lawsuit entitled City and County of San Francisco v. Sempra Energy, et al. (JCCP No. 4221-00023) was filed on June 8, 2004, and has been coordinated as Natural Gas Anti-Trust Cases I, II, III & IV in the Superior Court of the State of California for the County of San Diego (JCCP Nos. 4221, 4224, 4226, and 4228); the settlement provides approximately \$277,000 to the City from defendant Coral Energy Resources, L.P. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

080710 [Settlement of City's Lawsuit Against Defendants Reliant Energy Services, Inc., Reliant Energy, Inc. (f/k/a Reliant Resources, Inc.), and Mary Kathleen Zanaboni - \$297,500]

Ordinance authorizing partial settlement of the lawsuit filed by the City and County of San Francisco against defendants Reliant Energy Services, Inc., Reliant Energy, Inc. (f/k/a Reliant Resources, Inc.), and Mary Kathleen Zanaboni ("Reliant"); the lawsuit entitled City and County of San Francisco v. Sempra Energy, et al. (JCCP No. 4221-00023) was filed on June 8, 2004, and has been coordinated as Natural Gas Anti-Trust Cases I, II, III & IV in the Superior Court of the State of California for the County of San Diego (JCCP Nos. 4221, 4224, 4226, and 4228); the settlement provides approximately \$297,500 to the City from the Reliant defendants. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

080719 [Building Code - fee adjustment]

Ordinance amending the Building Code to amend various sections and fee schedule tables to adjust fees or permits, inspections, and other actions. (Building Inspection Department) . ASSIGNED to Budget and Finance Committee.

080720 [Landmark Designation of 1969 California Street (Tobin House)]

Ordinance designating 1969 California Street, the Tobin House, (Assessor's Block Number 0649, Lot Number 016), as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (Planning Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

080707 [Homeland Security grants]

Resolution authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of California under the FY 08 Homeland Security Grant Program (which includes the FY 08 Urban Areas Security Initiative (UASI) grant, the FY 08 Metropolitan Medical Response System (MMRS) grant, the FY 08 Citizen Corps Program (CCP) grant, and the FY 08 State Homeland Security Grant Program), the FY 07 and FY 08 Buffer Zone Protection Program (BZPP) grant, the FY 08 Hazard Mitigation Grant, the FY 08 Pre-Disaster Mitigation Grant, the FY 08 Emergency Management Performance Grant (EMPG), the FY 07 and FY 08 Regional Catastrophic Preparedness Grant Program (RCPPG), or any other federally funded grant program and Public Law 110-161. (Mayor) . RECEIVED AND ASSIGNED to Public Safety Committee.

080708 [Recorder's fee for Social Security Number Truncation Program - \$1.00]

Ordinance amending Chapter 8 of the San Francisco Administrative Code by adding Section 8.24.7, to authorize an additional \$1.00 recording fee to fund the Social Security number truncation program, and making environmental findings. (Assessor-Recorder) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080718 [Approval of FY08-09 Expenditure Plan for the Human Services Care Fund]

Resolution approving the FY08-09 Expenditure Plan for the Human Services Care Fund. (Human Services Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – June 3, 2008

Board Minutes for April 22, 2008 and April 29, 2008 approved.

Requests Granted

From: Supervisor Dufty

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney draft legislation that will require that all credits earned through "Project 20", administered by the San Francisco Pretrial Diversion Project, Inc. be credited with a rate that is equal to or greater than the City and County of San Francisco's minimum wage.

From: Supervisor Elsbernd

To: City Attorney

Requesting/Inquiring: Please provide an opinion on whether the proposed General Hospital GO bond violated the single subject rule.

From: Supervisor Elsbernd

To: Controller

Requesting/Inquiring: Please provide an analysis of the cost savings associated with reducing 311 staffing from 24 hours a day to 12 hours a day. Please also provide an explanation of the impact, if any, on the City's emergency 911 system as a result of reducing 311 staffing.

From: Supervisor Elsbernd

To: Controller

Requesting/Inquiring: Please provide an estimate of the FY 09-10 budget deficit, assuming the FY 08-09 budget is passed as currently proposed. Please also provide a comparison between the current FY 08-09 deficit and the FY 09-10 deficit as stated in the Controller's 6 month and 9 month budget reports.

From: Supervisor Elsbernd

To: Sheriff

Requesting/Inquiring: Please provide a description of the proposed early release program and an explanation of how the program will function: how will the program be administered and implemented? What criteria will be used to determine who is released?

From: Supervisor Elsbernd

To: Sheriff

To: Chief, Police Department

To: District Attorney

To: Director, Mayor's Office of Criminal Justice

Requesting/Inquiring: Please provide an analysis of the impact of the proposed early release program.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

601 Fillmore

606 Oak

1101 Oak

1153 Oak

610 Fillmore

445 Webster

501 Fillmore

546 Haight

425-427 Buchanan

350 Laguna

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from utility poles at the following locations:

Wood:

In front of 424 Oak

816 Fillmore

Northeast corner of Fillmore and Fell

In front of 315 Buchanan

In front of 425-427 Buchanan

Metal:

The East in the median on Geary and Scott

Southwest corner of Golden Gate and Scott

In front of 1350 Golden Gate

Southeast corner of Buchanan and Fell

Northeast corner of Buchanan and Fell

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Phone Switch Boxes:

Southeast corner of Eddy and Webster

Southeast corner of Golden Gate and Scott

Southwest corner of McAllister and Fillmore

East side, mid-block of Buchanan and Linden

City Trash Cans:

Southwest corner of Buchanan and Hayes

546 Haight Street

Southeast corner of Scott and Eddy

Mailboxes:

Southwest corner of Divisadero and Golden Gate
Northeast corner of Haight and Fillmore
Southeast corner of Hayes and Buchanan

Bus Shelters:

Hayes and Buchanan
Hayes and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian:

Southeast corner of Fillmore and Post
Southwest corner of Divisadero and Sutter
9th Avenue and Judah (near bus stops)
7th Avenue and Irving (near bus stops)
Northwest corner of Hayes and Fillmore
Southeast corner of Fillmore and Haight

San Francisco Chronicle:

Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Irving and 9th Avenue
Irving and 7th Avenue

Examiner:

Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore

SF Daily:

Northwest corner of Hayes and Gough

City Star:

Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight

SF Weekly:

Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore

In Memoriams:

John Crowley-- Entire Board

Zeola Nalls-Buffington -- Supervisor Mirkarimi

Marie Mendenhall Cleasby -- Supervisor Mirkarimi

Milika Fields -- Supervisor Maxwell

Ruby Jones -- Supervisor Dufty

Yves Saint Laurent -- Supervisors Dufty and Alioto-Pier

Richard H. "Dick" Schutte -- Supervisor Alioto-Pier

Robert Mondavi -- Supervisor Alioto-Pier

George Frederick Jewett Jr. -- Supervisor Alioto-Pier

Agnes Piccetti – Supervisor Peskin
Leon Hubert Pottier – Supervisor Elsbernd

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
June 10, 2008

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

DOCUMENTS DEPT

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Ordinances

- 080800 [MOU, Amendment No. 1 - San Francisco Fire Fighters Union, Local 798 (Unit 1)]
Ordinance adopting and implementing Amendment #1 to the 2007-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 1) by implementing specified terms and conditions of employment for fiscal years 2008-2009, 2009-2010 and 2010-2011. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080801 [MOU, Amendment No. 1 - San Francisco Fire Fighters Union, Local 798 (Unit 2)]
Ordinance adopting and implementing Amendment #1 to the 2007-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Fire Fighters Union, Local 798, IAFF, AFL-CIO (Unit 2) by implementing specified terms and conditions of employment for fiscal years 2008-2009, 2009-2010 and 2010-2011. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080802 [MOU, Amendment No. 2 - Service Employees International Union, Local 1021]
Ordinance adopting and implementing Amendment #2 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021 by extending the terms of the parties' Agreement through June 30, 2010. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080803 [MOU, Amendment No. 1 - Automotive Machinists Union, Local 1414]
Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers by extending the terms of the parties' Agreement through June 30, 2010. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080804 [MOU, Amendment No. 1 - International Federation of Professional and Technical Engineers, Local 21]
Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO by extending the terms of the parties' Agreement through June 30, 2010. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080805 [MOU, Amendment No. 1 - Municipal Attorneys' Association]
Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association by extending the terms of the parties' Agreement through June 30, 2010. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 080806 [MOU, Amendment No. 1 - Operating Engineers Local Union No. 3]**
Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO by extending the terms of the parties' Agreement through June 30, 2010. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080807 [MOU, Amendment No. 1 - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]**
Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38 by extending the terms of the parties' Agreement through June 30, 2010. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080808 [MOU, Amendment No. 1 - Teamsters, Local 350]**
Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 350 by extending the terms of the parties' Agreement through June 30, 2010. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080809 [MOU, Amendment No. 1 - Teamsters, Local 856 (Multi-Unit)]**
Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit) by extending the terms of the parties' Agreement through June 30, 2010. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080810 [MOU, Amendment No. 2 - Union of American Physicians and Dentists (Unit 8CC)]**
Ordinance adopting and implementing Amendment #2 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8CC) by extending the terms of the parties' Agreement through June 30, 2010 and by implementing specified terms and conditions of employment for fiscal years 2008-2009 and 2009-2010. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080811 [MOU, Amendment No. 1 - Union of American Physicians and Dentists (Unit 11AA)]**
Ordinance adopting and implementing Amendment #1 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11AA) by extending the terms of the parties' Agreement through June 30, 2010 and by implementing specified terms and conditions of employment for fiscal years 2008-2009 and 2009-2010. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080812 [MOU, Amendment No. 2 - Municipal Executives' Association]**
Ordinance adopting and implementing Amendment #2 to the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association by extending the terms of the parties' Agreement through June 30, 2010 and by implementing specified terms and conditions of employment for fiscal years 2008-2009 and 2009-2010. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080813 [MOU, Municipal Executives' Association - Fire]**
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Fire, to be effective July 1, 2007 through June 30, 2011. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080814 [MOU, Municipal Executives' Association - Police]**
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Police, to be effective July 1, 2007 through June 30, 2011. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080818 [Recreation and Park - San Francisco Zoo Policies and Oversight]**
Ordinance adding Section 5.10 to the San Francisco Park Code to establish the San Francisco Zoo as a facility that primarily houses wildlife, domestic and exotic animals acquired from rescue situations, donations, and/or confiscations by law enforcement authorities; and to establish a Zoo Animal Welfare Oversight advisory committee appointed by the Board of Supervisors to advise the Board on policy priorities for ensuring that the needs of the animals are met. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080819 [Definition of Disability and Eviction Protection for Children]

Draft ordinance prohibiting owner-move in evictions for households with children under the age of 18, and to amend the definition of disability so that it is the same as the definition of disability in the City's relocation section of the Rent Ordinance. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080820 [Parcel Map - 2 Unit Buildings in Condominium Conversion Lottery]

Draft ordinance placing 2 unit buildings in condominium conversion lottery and exempting 2 unit buildings that are owner occupied as of August 1, 2008. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080821 [Tenant Harassment]

Draft ordinance amending the San Francisco Rent Ordinance to define and prohibit harassment by a landlord and providing for rent reduction fines for landlords who are harassing tenants. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080822 [Residential Rent Ordinance: Tenant Rights for Victims of Domestic Violence or Stalking]

Draft ordinance amending Chapter 37 Residential Rent Stabilization and Arbitration Ordinance by making Findings and amending Sections 37.2 and 37.9 to provide protections for tenants who are victims of domestic violence or stalking, including protection from evictions based on the actions of abusers or stalkers, rental agreement termination rights where personal safety is at substantial risk, and confidentiality protections. Supervisors Chu, Maxwell, Alioto-Pier presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

080823 [Establishment of floodplain management programs and designation of floodplain administrator]

Ordinance establishing a floodplain management program by adding Article XX, sections 2A.280 - 2A.285 to the San Francisco Administrative Code; designating the City Administrator as the floodplain administrator; and providing requirements for designating floodplains and for construction and development in floodplains. Supervisor Elsbernd presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

080826 [Menu Labeling at Chain Restaurants]

Ordinance amending Sections 468.2, 468.3, 468.4, 468.5, 468.6, and 468.8 of the San Francisco Health Code to (1) set rounding rules for disclosure of nutritional information, (2) allow nutritional information for pizzas to be listed per serving size, (3) allow chain restaurants to display the information required by Section 468.4 in brochures and booklets, (4) authorize the Director of the Department of Public Health to adopt rules and regulations to enforce these provisions, and (5) extend the deadlines for electronic reporting and disclosure on menus, food tags, and posters. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080827 [To increase rates of Real Property Transfer Tax for transfers in excess of \$1 million]

Ordinance amending Section 1102 of Article 12-C of the Business and Tax Regulations Code to increase the Real Property Transfer Tax rate from 0.75% to 1% if value or consideration for transfer equals or exceeds \$1 million but is less than \$1.25 million, to 1.25% if value or consideration for transfer equals or exceeds \$1.25 million but is less than \$1.75 million, to 1.5% if value or consideration for transfer equals or exceeds \$1.75 million but is less than \$2 million, and to 1.75% if value or consideration for transfer equals or exceeds \$2 million. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

080830 [Pre-Tax Commuter Benefits for Qualifying Transit]

Ordinance amending the San Francisco Environment Code by adding a new Section 421 to require San Francisco employers to offer commuter benefits to encourage employees to use public transit or van pools; to authorize the Department of the Environment to implement an Emergency Ride Home program; and making environmental findings. Supervisor Mirkarimi presented. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

080831 [Payroll Expense Tax]

Ordinance amending the Business and Tax Regulations Code by amending Section 902.1 and adding Section 902.2 to clarify the tax liability of "pass through entities" under the Payroll Expense Tax Ordinance, including partnerships, Subchapter S corporations, limited liability companies, limited liability partnerships and other persons or entities not subject to federal income tax or which are allowed a deduction in computing such tax for distributions to the owners or beneficiaries of such persons or entities. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

080832 [Real Property Transfer Tax]

Ordinance amending the Business and Tax Regulations Code by amending Section 1102 to increase the Real Property Transfer Tax rate from 0.75% to 1.5% if the consideration for or value of the transfer exceeds \$2 million, and by amending Section 1105 to reduce the tax on transfers of residential property by up to one third (1/3) if, after January 1, 2009, the transferor has installed an active solar system or made seismic retrofitting improvements or improvements utilizing earthquake hazard mitigation technologies, and by amending Section 1115 to clarify application of tax to transfers of ownership interests in legal entities that own real estate. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

080792 [Repealing the Emergency Response Fee, Enacting an Access Line Tax, and Updating the Telephone Users Tax]

Ordinance amending the Business and Tax Regulations Code by: (1) repealing Article 10A, Sections 750-770, to eliminate the Emergency Response Fee; (2) adding Article 10B, Sections 780-786, to add an Access Line Tax; (3) amending Article 10 by adding Sections 721, 722, and 723, amending Sections 701, 703, 707.1, and 708, and repealing Sections 702 and 707.3, all to update the Telephone Users Tax without changing the tax rate or exemptions; and (4) amending Article 6, Section 6.1-1, to make conforming changes; and ratifying past collection of the Telephone Users Tax and the Emergency Response Fee. Mayor, Supervisors Peskin, Alioto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

080793 [Appropriating \$6,196,211 of revenue and General Fund Reserve for a new voting system and election services in the Department of Elections for Fiscal Year 2007-2008]

Ordinance appropriating \$3,544,110 of State Proposition 41 grant revenue, \$898,965 of settlement revenue, \$86,446 of revenue from candidate filing fees and other general government charges, and \$1,666,690 of General Fund Reserve, for a total appropriation of \$6,196,211, for a new voting system and election services in the Department of Elections for Fiscal Year 2007-2008. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080794 [Appropriating \$16,864,000 to support cost overruns at San Francisco General and Laguna Honda Hospitals in the Department of Public Health for Fiscal Year 2007-2008]

Ordinance appropriating \$16,864,000, including \$15,449,000 million in surplus hospital revenues and \$1,415,000 million from a de-appropriation of General Fund savings in Health at Home, for cost overruns at San Francisco General Hospital and Laguna Honda Hospital in the Department of Public Health for Fiscal Year 2007-2008; and de-appropriating \$5,801,000 of the Healthy San Francisco revenues and expenditures due to lower program participation in the Department of Public Health for Fiscal Year 2007-2008. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

Resolutions

080815 [Commending Dr. Marcy Adelman, Tita Aida, and David Cameron Strachan]

Resolution commending Dr. Marcy Adelman, Tita Aida, and David Cameron Strachan on their selection as "Unsung Heroes" by KQED and the LGBT community. Supervisors Sandoval, Ammiano, Dufty presented. ADOPTED.

080817 [Condemnation of ICE and DIHS for its treatment of detainees and deportees]

Resolution condemning ICE and DIHS for its systemic neglect of detainees' medical needs, and its forced injection of deportees with psychotropic drugs upon their deportation. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080824 [Resolution establishing a floodplain management programs and designation of floodplain administrator]

Resolution authorizing enrollment in the National Flood Insurance Program, providing assurances that the City, acting by and through the City Administrator, will implement a floodplain management program, and authorizing the City Administrator to take actions necessary to implement this resolution. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080825 [Apply for State Grant - Sheriff's Department project to address the needs of mentally ill offenders in the jails]

Resolution authorizing the Sheriff's Department to apply for a 12-month grant in an amount not to exceed \$ 1,000,000 from the Corrections Standards Authority for the Mentally Ill Offenders Crime Reduction (MIOCR) Grant Program. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

- 080828 [Public Education Enrichment Fund - First Five Commission]**
Resolution approving the San Francisco First Five Commission expenditure plan for the Public Education Enrichment Fund for Fiscal Year 2008-09. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080829 [Public Education Enrichment Fund - Unified School District]**
Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for Fiscal Year 2007-08. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080833 [Commending the Friends and Advocates of Crocker-Amazon and the Excelsior, the Precita Eyes Mural Center, and the Neighborhood Parks Council on the completion of the Crocker-Amazon Playground Mosaic Tile Project]**
Resolution commending the Friends and Advocates of Crocker-Amazon and the Excelsior, the Precita Eyes Mural Center, and the Neighborhood Parks Council on the completion of the Crocker-Amazon Playground Mosaic Tile Project. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080834 [70 day extension for Planning Commission review - Zoning Map ZN Amendment]**
Resolution extending by 70 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend Zoning Map ZN of the Zoning Map of the City and County of San Francisco to change the use classification of Block 6969, Lot 11, located on the southwest corner of Mission and Seneca Streets, from RH-1 (Residential, One-Family) District to NC-3 (Moderate-Scale, Neighborhood Commercial) District; adopting findings, including environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080835 [Authorizing the Department of the Environment to develop a proposal for an environmental education program based on the EcoMedia term sheet]**
Resolution authorizing the Department of the Environment to develop a proposal for an EcoZone environmental education program for San Francisco, based on the EcoMedia term sheet. Supervisor Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080836 [Application to California State Department of Housing and Community Development for BEGIN Program funding]**
Resolution authorizing the submittal of an application to the California State Department of Housing and Community Development for funding under the BEGIN Program; the execution of a standard agreement if selected for such funding and any amendments thereto; the execution of a designation agreement if selected for such funding and any amendments thereto; the execution of any related documents necessary to participate in the BEGIN Program. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080837 [Honoring Belinda Bellinger]**
Resolution commending Belinda Bellinger for her service to the youth of San Francisco and wishing her well until she returns to our great city. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080838 [Urging Congress to hold hearings on House Resolution 676]**
Resolution Urging the United States House of Representatives to begin hearings on House Resolution 676 – The United States National Health Insurance Act (Expanded and Improved Medicare for All) authored by Representative John Conyers, Jr. (D - MI). Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080839 [Requesting the City Attorney investigate the City's options to ensure skycaps and other service workers at SFO will retain their tips]**
Resolution requesting the City Attorney investigate the City's options to ensure skycaps and other service workers at the San Francisco International Airport will retain their tips and work with the Los Angeles City Attorney. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

080816 [San Francisco Redevelopment Agency]

Hearing on San Francisco Redevelopment Agency's Application for \$25,021,079 in Proposition 1C Funds from the California Department of Housing and Community Development (HCD) to subsidy construction costs in the Hunters Point Shipyard Redevelopment Project Area. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

Motion

080791 [Declaration of Policy - Repealing the Emergency Response Fee and Enactment of an Access Line Tax]

Motion submitting a policy declaration to the qualified electors of the City and County of San Francisco at the November 4, 2008 election concerning the voter's non-binding recommendation that Article 10A (the Emergency Response Fee) be repealed, that Article 10B (Access Line Tax) be added to the Business and Tax Regulations Code and that the proposed Access Line Tax revenues be expended to support public safety and health by funding San Francisco's 911 Emergency Communications Center. Mayor, Supervisors Peskin, Alioto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Sandoval presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Charter Amendment

080641 [Pier 70 plan and lease approvals; General Fund financing for Pier 70 waterfront improvements; transfer of funds according to agreements between the Port Commission and other departments; priorities for use of Port funds]

Draft Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by adding Sections B7.310 and B7.320, and amending Section B6.406, to: authorize the Board of Supervisors to approve a Pier 70 financial and land use plan; authorize a mechanism for the City to appropriate General Fund revenues in an amount up to 75% of the projected hotel and payroll taxes attributable to new development at Pier 70 to finance waterfront improvements; waive Board approval of leases consistent with the approved Pier 70 plan; require the City to appropriate funds for certain Board-approved agreements between City departments and the Port Commission; and, updating the priorities for use of Port revenues. Supervisors Maxwell, Alioto-Pier, Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

PROPOSED ORDINANCES

080796 [Amending Ordinance 202-07 and authorizing award of contract for Construction Manager/General Contractor services for the San Francisco General Hospital Rebuild Program]

Ordinance amending Ordinance 202-07 to add Drywall Subcontractor to the list of authorized Core Subcontractors for the San Francisco General Hospital Rebuild Program and authorizing the award of a contract for Construction Manager/General Contractor services for the San Francisco General Hospital Rebuild Program. (Public Works Department). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED RESOLUTIONS

080673 [San Francisco Public Utilities Commission Cross Connection Controls Project]

Resolution adopting Final Mitigated Negative Declaration, and adopting findings pursuant to the California Environmental Quality Act (CEQA), including the Mitigation Monitoring and Reporting Plan, related to use of appropriated funds for San Francisco Public Utilities Commission (SFPUC) Cross Connection Controls Project. (Public Utilities Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080674 [IHSS Contract Approval - IHSS Consortium of San Francisco]

Resolution to amend Resolution # 051123 approved on August 18, 2005 approving the contract between the City and County of San Francisco and the IHSS Consortium of San Francisco for the provision of In-Home Supportive Services for the period from July 1, 2005 to June 30, 2008, in the amount of \$51,433,291. (Human Services Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 080675** [Approval of a contract amendment with InfoMc, Inc. to support and maintain the eCURA application in use by the Community Behavioral Health Services unit of the Department of Public Health]
Resolution authorizing the San Francisco Department of Public Health (DPH), to enter into a contract amendment with InfoMc, Inc. for the continued maintenance of proprietary InfoMc, Inc. applications for a new term July 1, 1999 through June 30, 2011. (Public Health Department) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080764** [Ratification of increases to prior professional service contracts for health and behavioral health services]
Resolution approving amendment to Resolution No. 702-06, which ratified prior professional service contracts for the San Francisco Department of Public Health for health and behavioral health services and approved three year extensions, to increase the amounts of five of those contracts. (Public Health Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080797** [Authorizing award of architectural and engineering design services contract for the San Francisco General Hospital Rebuild Program]
Resolution authorizing the award of an architectural and engineering design services contract for the San Francisco General Hospital Rebuild Program. (Public Works Department) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Board Minutes for May 6, 2008 approved.

Requests Granted

From: Supervisor Chu

To: Controller

Requesting/Inquiring: Requesting that the Controller quantify direct tax revenue and fees that would be associated with increase of marriages expected as a result of the State Supreme Court's ruling on same-sex marriages for both the current and next fiscal years. The report should include analysis of anticipated increase in tourism and spending in San Francisco. The report should also indicate if this revenue can be certified, and when the funds can be expended.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

516 Haight

355 Laguna

306 Laguna

571 Fell

497 Oak

420 Haight

901 Haight

1055 Haight

1301 Haight

410 Oak

702 Haight

546 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from utility poles at the following locations:

Wood:

In front of 432 Oak

406 Buchanan

Trash Cans:

Northeast corner of Octavia and Fell

Fire Hydrant:

Northeast corner of Haight and Divisadero

Mailbox:

Octavia and Oak

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Phone Switch Boxes:

Southeast corner of Eddy and Webster

Southeast corner of Golden Gate and Scott

Southwest corner of McAllister and Fillmore

East side, mid-block of Buchanan and Linden

City Trash Cans:

Southwest corner of Buchanan and Hayes

546 Haight Street

Southeast corner of Scott and Eddy

Mailboxes:

Southwest corner of Divisadero and Golden Gate

Northeast corner of Haight and Fillmore

Southeast corner of Hayes and Buchanan

Bus Shelters:

Hayes and Buchanan

Hayes and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian:

Southeast corner of Fillmore and Post

Southwest corner of Divisadero and Sutter

9th Avenue and Judah (near bus stops)

7th Avenue and Irving (near bus stops)

Northwest corner of Hayes and Fillmore

Southeast corner of Fillmore and Haight

San Francisco Chronicle:

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Irving and 9th Avenue

Irving and 7th Avenue

Southwest corner of Haight and Clayton

Southeast corner of Haight and Masonic

Examiner:

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

SF Daily:

Northwest corner of Hayes and Gough

City Star:

Northwest corner of Hayes and Gough

Southeast corner of Fillmore and Haight

SF Weekly:

Southeast corner of Masonic and Haight

Southeast corner of Haight and Fillmore

From: Supervisor Chu

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney draft an ordinance amending Chapter 37 Residential Rent Stabilization and Arbitration Ordinance regarding victims of domestic violence and stalking.

From: Supervisor Daly

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney draft an Ordinance defining and prohibiting harassment by a landlord and providing for rent reduction or fines for landlords who are harassing tenants.

From: Supervisor Daly

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney draft an Ordinance placing 2 unit buildings in condominium conversion lottery and exempting 2 unit buildings that are owned-occupied as of August 1, 2008.

From: Supervisor Daly

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney draft an Ordinance prohibiting owner move-in evictions for households with children under the age of 18, and to amend the definition of disability so that it is the same as the definition in the City's relocation section of the rent ordinance.

In Memoriams:

Joan Keane Crotty– Supervisor Elsbernd

Bariton La Royce Coleman – Supervisors Maxwell and Ammiano

Sumner Robertson Winship – Supervisor Duffy

Janet Marie Kerpan – Supervisor Duffy

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6/17/08

BOARD of SUPERVISORS



City Hall
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San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

**Legislation Introduced
Including All Off-Calendar Items
June 17, 2008**

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

JUN 20 2008

SAN FRANCISCO
PUBLIC LIBRARY

Introduced by Supervisors or Mayor

- 080827 [To increase rates of Real Property Transfer Tax for transfers in excess of \$1 million]**
Ordinance amending Section 1102 of Article 12-C of the Business and Tax Regulations Code to increase the Real Property Transfer Tax rate from 0.75% to 1% if value or consideration for transfer exceeds \$1 million but is less than or equal to \$1.25 million, to 1.25% if value or consideration for transfer exceeds \$1.25 million but is less than or equal to \$1.75 million, to 1.5% if value or consideration for transfer exceeds \$1.75 million but is less than or equal to \$2 million, and to 1.75% if value or consideration for transfer exceeds \$2 million. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 080872 [Planning - Union Street Neighborhood Commercial District - Full-Service Restaurants]**
Ordinance amending Planning Code Sections 725.1 and 725.42 of the Union Street Neighborhood Commercial District to provide for a limited number of new full-service restaurant uses that satisfy specific requirements and obtain conditional use authorization, making environmental findings, and making findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. Supervisor Alioto-Pier presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 080878 [Arrest and crime statistics for gang injunction safety zones]**
Ordinance adding Section 2A.89 to the Administrative Code to require statistical reporting regarding arrests and crimes in and around safety zones created by permanent civil gang injunctions, and making related findings. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.
- 080879 [Clarifying and consolidating reporting requirements; requiring electronic filing]**
Ordinance amending sections 1.108, 1.112, 1.113, and 1.135 of the Campaign and Governmental Conduct Code, to clarify and consolidate campaign finance reporting requirements, and to expand electronic filing. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 080880 [Recreation and Park Department - Events]**
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.22 to amend the fees for use of the parks for events. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 080881 [Recreation and Park Department - Athletic Field Fees]**
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.36 to amend the Athletic Field Fees. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

- 080883 [Zoning - New Controls for the North Beach Neighborhood Commercial District, to Limit the Establishment of New Bars and Restaurants and Preserve Basic Neighborhood Services]**
Ordinance amending the San Francisco Planning Code by amending Section 722.1 and the Zoning Control Table in Section 722 to limit the establishment of new bars and restaurants in the North Beach Neighborhood Commercial District in locations that have been occupied by Basic Neighborhood Services; to protect North Beach Specialty Take Out uses, such as bakeries, delicatessens, gelato and ice cream stores; to prohibit the establishment of new ground-story Limited Financial and Business and Professional uses; to prohibit new automated bank teller machines (ATMs); to allow restaurants to obtain liquor licenses if they operate as Bona-Fide Eating Establishments, as defined; adding a new Section 790.142, to define Bona-Fide Eating Establishment; amending the definition of Basic Neighborhood Services in Section 790.68; and adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 080886 [Changing the name of the Department of Telecommunications and Information Services to the Department of Technology]**
Ordinance changing the name of the Department of Telecommunications and Information Services to the Department of Technology, and amending San Francisco Administrative Code Sections 11.84, 11.85, 11.86, and 11.88, to implement the name change. Mayor presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 080887 [SFPD MOU for Loan of FBI Vehicles]**
Ordinance approving a memorandum of understanding between the City and County of San Francisco and the Federal Bureau of Investigations (FBI) for the loan of two Chevrolet Suburban vehicles from the FBI for use in San Francisco Police Department Tactical Company, and waiving the indemnification requirements of the San Francisco Administrative Code Chapter section 4.18 for this agreement, and approving the City indemnifying and holding the FBI harmless against claims arising from the activities of the City under the MOU. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

Resolutions

- 080873 [Naming the alleys behind the 2200 block of Fillmore Street Goldberg Lane]**
Resolution bestowing the new name of Goldberg Lane on the alleys behind the 2200 block of Fillmore Street, currently known as Unnamed Streets 110 and 111, in honor of the late Faye Goldberg. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080874 [Urging the State of California to repeal local preemption regarding pesticides]**
Resolution urging the State of California to repeal the local preemption ban which prohibits local jurisdictions from banning pesticides throughout their city and county limits. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080875 [Accept-Expend State Grant, Port Commission - \$3,117,512]**
Resolution authorizing the San Francisco Port Commission to accept and expend a grant in the amount of \$3,117,512 from the California Office of Homeland Security for security enhancements at the Port of San Francisco. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Public Safety Committee.
- 080876 [Recurring FY 2008-2009 State grant funds to the Department of Public Health]**
Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health (DPH) for FY 2008-2009. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080882 [Lease of Real Property - Webster Street]**
Resolution authorizing the lease of 3,900 sq. ft. at 1449 Webster Street for employment assistance programs. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080884 [Appointment, San Francisco Children and Families First Commission - Supervisor Carmen Chu]**
Resolution appointing Supervisor Carmen Chu, term indefinite, to the San Francisco Children and Families First Commission. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

- 080898 [Commending Dennis Richmond on his 40 year career at KTVU]**
Resolution commending Dennis Richmond on his 40 year career at KTVU. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080899 [Congratulating the opening of the Contemporary Jewish Museum on June 8, 2008]**
Resolution congratulating the opening of the Contemporary Jewish Museum in the City and County of San Francisco on June 8, 2008. Supervisors Duffy, Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080900 [Commending Michael Lumpkin on 28 years of dedication to Frameline and the San Francisco International LGBT Film Festival]**
Resolution commending Michael Lumpkin on 28 years of dedication to Frameline and the San Francisco International LGBT Film Festival. Supervisors Duffy, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080901 [Grant to fund a study through the HIV Prevention Section, Department of Public Health - \$10,566]**
Resolution authorizing the San Francisco Department of Public Health (DPH), to accept and expend retroactively a grant in the amount of \$10,566 from the Public Health Foundation Enterprises (PHFE), the primary contractor, with funds from the National Institutes of Health, to support a study entitled "Aripiprazole to Reduce Methamphetamine Use among MSM with HIV," for the period of September 28, 2007 through July 31, 2008. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080902 [Grant to fund a study through the HIV Prevention Section, Department of Public Health - \$12,680]**
Resolution authorizing the San Francisco Department of Public Health (DPH), to accept and expend retroactively a grant in the amount of \$12,680 from the Public Health Foundation Enterprises (PHFE), the primary contractor, with funds from the National Institutes of Health, to support a study entitled "Aripiprazole Treatment for Methamphetamine Using MSM," for the period of August 1, 2007 through July 31, 2008. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080903 [In support of Senate Bill 1420 - Nutritional Information on Menus and Menu Boards]**
Resolution supporting Senate Bill 1420—Nutritional Information on Menus and Menu Boards. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080904 [Accept-Expend Federal State Pass Through Grant, Department of Economic and Workforce Development - \$237,254]**
Resolution authorizing the Department of Economic and Workforce Development to Retroactively accept and expend a grant in the amount of \$237,254 from the United States Department of Labor passed through the California Employment Development Department for workforce development activities. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080905 [Accept-Expend Private Grant, Department of Economic and Workforce Development - \$100,000]**
Resolution authorizing the Department of Economic and Workforce Development to Retroactively accept and expend a grant in the amount of \$100,000 from the Evelyn and Walter Haas, Jr. Fund for workforce training. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Requests for Hearing

- 080855 [Minimum Compensation Ordinance Rate for Fiscal Year 2008-2009]**
Hearing on Minimum Compensation Ordinance Rate for Fiscal Year 2008-2009. In accordance with 12P.3 (a)(1)(C)(iii) the Budget and Finance Committee of the Board shall hold a hearing before adoption of the budget to consider the report and whether there are alternative funding sources or prudent reductions in City expenses available to enable the City to pay the additional costs of the CPI increase for the upcoming fiscal year without jeopardizing City operations. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 080858 [Conversion of affordable housing units to group housing units by Academy of Art University]**
Hearing regarding the Academy of Art University converting to group housing, affordable rental housing in seventeen buildings in San Francisco to group housing, the preparation of its institutional master plan, and the environmental review of the institutional master plan prepared by the Academy of Art University. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080859 [Planning Department's procedures for enforcing the formula retail ordinance]**
Hearing on the processes and procedures of the Planning Department for enforcing the formula retail ordinance and administering fines for businesses not in compliance. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080860 [Children's Services Allocation Plan 2007-2010]**
Hearing on the Proposed Amendment to the Children's Services Allocation Plan 2007-2010. Supervisor Peskin presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080861 [Bike Plan Injunction]**
Hearing with the Planning Department, Municipal Transportation Agency and the City Attorney's Office to discuss the Bike Plan injunction which has prevented implementation of the City's bike plan, and to discuss bike safety issues. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080862 [Animal Welfare Policy]**
Hearing to discuss animal welfare policy at the Department of Animal Care and Control and other nonprofit and private agencies. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080863 [Funding for the deployment of the United States Armed Forces in Iraq]**
Hearing to consider the proposed initiative declaration of policy to be submitted by four or more Supervisors to the voters at the November 4, 2008 election entitled "Declaration of Policy concerning the funding for the deployment of the United States Armed Forces in Iraq". Supervisors Daly, Mirkarimi, McGoldrick, Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080864 [Treatment on Demand Act]**
Hearing to consider the proposed initiative ordinance to be submitted by four or more Supervisors to the voters at the November 4, 2008 election entitled "Ordinance amending the San Francisco Administrative Code by adding Section 19A.23 create the Treatment on Demand Act". Supervisors Daly, Peskin, Mirkarimi, McGoldrick presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080865 [Installation of PG&E "Smart Meters" in the City and County of San Francisco]**
Hearing to consider the proposed initiative ordinance to be submitted by four or more Supervisors to the voters at the November 4, 2008 election entitled "Installation of PG&E "Smart Meters" in the City and County of San Francisco". Supervisors Peskin, Dufty, Ammiano, McGoldrick, Mirkarimi presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080866 [Appropriating \$1,500,000 for Mental Health Trauma Recovery Services]**
Hearing to consider the proposed initiative ordinance to be submitted by four or more Supervisors to the voters at the November 4, 2008 election entitled "Ordinance appropriating \$1,500,000 from the General Fund to the Department of Public Health, Mental Health Services, to fund Mental Health Trauma Recovery Services". Supervisors Peskin, Mirkarimi, Daly, Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080867 [Planning - Conditional Use Requirement for Steam or Fossil-Fueled Power Plants in M-1 and M-2 Zoning Districts]**
Hearing to consider the proposed initiative ordinance to be submitted by four or more Supervisors to the voters at the November 4, 2008 election entitled "Ordinance amending Planning Code Section 226 to require that steam or fossil-fueled power plants in M-1 and M-2 zoning districts obtain conditional use authorization, adding Section 226.1 requiring additional findings, making environmental findings, and making findings of consistency with the General Plan and priority policies of Planning Code Section 101.1". Supervisors Maxwell, Peskin, McGoldrick, Dufty presented. RECEIVED AND ASSIGNED to Rules Committee.

080868 [San Francisco Transportation Authority]

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 4, 2008 election entitled "Ordinance amending the San Francisco Business and Tax Regulations Code by amending Section 1404 to change the composition of the San Francisco Transportation Authority, and to declare it City policy that the Authority: maximize efficiency by having staff functions for the Transportation Authority performed, to the extent practicable, by agencies and departments of the City and County; maximize fiscal accountability by obtaining expert financial review before adoption of Authority budgets; and, maximize public accountability by adopting the ethics and public records laws that apply to the City and County". Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

080869 [Policy regarding budget set-asides]

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 4, 2008 election entitled "Ordinance amending the San Francisco Administrative Code by adding Section 3.26, to establish as official City policy that the voters will not approve new set-asides or other mandated levels of spending without identifying a new funding source for the program, and that the duration and any annual growth in the set-aside or mandated level of spending be limited, and amending the San Francisco Municipal Elections Code by adding Section 521, to require that the voter information pamphlet include a specific Controller's analysis of the fiscal impact of a proposed new set-aside". Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

080870 [Community Justice Center]

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 4, 2008 election entitled "Ordinance amending the San Francisco Administrative Code by adding Chapter 30, Section 30.1, to authorize the creation of the San Francisco Community Justice Center in collaboration with the Superior Court, to address crimes that negatively impact the quality of life of those living and working in the Tenderloin, South of Market, Civic Center, and Union Square neighborhoods. The Center is authorized to use proven tools to encourage misdemeanor and nonviolent felony offenders to get judicial adjudication and social services in one location with the intent to improve the neighborhood. Following extensive review and community input, this ordinance authorizes the Director of Property to enter into a lease, sublease or other property-related agreement to house the City services provided in connection with the Center, authorizes various tenant improvements, appropriates funding for the Center for fiscal year 2008-2009, and authorizes additional actions consistent with this ordinance". Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

080871 [Payroll Expense Tax]

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 4, 2008 election entitled "Ordinance amending the San Francisco Business and Tax Regulations Code by amending: (1) Section 903.1 to reduce the Payroll Expense Tax rate from 1.5% to 1.0% for businesses whose taxable payroll expense exceeds \$250,000 but is less than or equal to \$400,000; and (2) Section 905-A to increase the Small Business Tax Exemption to include all taxpayers whose taxable payroll expense is \$250,000 or less". Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

080877 [Transfer of Function of Departments]

Hearing on notice of Transfer of Function of Departments pursuant to Charter Section 4.132. (Clerk of the Board). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Charter Amendment

080648 [Energy Security, Cost Reduction and Environmental Protection]

Charter Amendment (Second Draft) to amend the Charter of the City and County by amending Sections 4.112, 8B.120, 8B.123, and 8B.124, and adding Sections 8B.128, 8B.129, 8B.130, and 8B.131, to: (i) make the Public Utilities Commission directly accountable to the voters by requiring that commissioners be elected, (ii) address the need to change electricity production, delivery, and use to ensure environmentally sustainable and affordable electric supplies for residents, businesses, and City departments, (iii) require the Public Utilities Commission to determine the most effective means of providing clean, sustainable, reliable and reasonably-priced electric service to San Francisco residents, businesses and City departments, and (iv) establish within the Public Utilities Commission a ratepayer advocate to represent the interests of San Franciscans that purchase utility services from the City. Supervisor Mirkarimi presented. ASSIGNED to Rules Committee.

Motion

080821 [Residential Rent Ordinance, defining and prohibiting tenant harassment and providing remedies of rent reduction, criminal and civil penalties]

Motion ordering submitted to the voters an ordinance concerning tenant rights and remedies against harassment under the City's residential rent ordinance, at an election to be held on November 4, 2008. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

080885 [Appointment, Board of Appeals - Rafael Mandleman]

Motion approving Board of Supervisors President Peskin's appointment of Rafael Mandleman to the Board of Appeals for the unexpired balance of the term ending July 1, 2010. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

Clerk to Act – June 17, 2008

Requests Granted

From: Supervisor Alioto-Pier
To: Director, Public Utilities Commission
Requesting/Inquiring: Has the Public Utilities Commission begun researching potential buyers for the PUC? If not, why? And if so, what are the prospects?

From: Supervisor Alioto-Pier
To: City Attorney
To: Director, Public Utilities Commission
To: Controller

Requesting/Inquiring:

- 1) Has the PUC or the City given money to PG&E in the last month for work related to siting the Peakers?
- 2) If so, how much money was given and who gave the authorization?
- 3) Was this approved by the PUC or was it a line item in the budget?
- 4) What legal recourse do we have to get that money back?
- 5) What are we paying to store the CT's in Texas?
- 6) Have we paid to have the CT's retrofit to accommodate natural gas, and if so, how much?

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following private property locations:
333 Haight
295 Buchanan, the windows on the Haight Street side
299 Webster
357 Fillmore
469 Fillmore
501 Fillmore
557 Fillmore
55 Laguna, the UC complex and the Haight Street side
745 Fillmore
H&W Market at Hayes and Webster
667 Fillmore
590 Steiner
211 Steiner
237 Steiner
255 Steiner

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following private property locations:

Phone Switch Boxes:

Southwest corner of Post and Webster

Northeast corner of Oak and Buchanan

Northwest corner of McAllister and Webster

East side, mid-block of Buchanan and Linden

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of repairing potholes at the following locations:

-On Webster, South of Geary on the westside of Webster Street

From: Supervisor Mirkarimi

To: Chief, Police Department

Requesting/Inquiring: Requesting that the SFPD provide my office an itemized report of citations issued for each of the following classes of moving traffic violations on a monthly basis:

1. Violations by drivers of automobiles
2. Violations by riders of bicycles
3. Violations by riders of motorcycles
4. Violations by pedestrians

Please include the location, code provision of infraction, and modality of the alleged offense (auto, bicycle, motorcycle, or pedestrian) in the report.

In Memoriams:

Bob Blanchard – Supervisor Ammiano

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA. 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
June 24, 2008

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

DOCUMENTS DEPT.

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Ordinances

071009 [Construction Dust Control]

Ordinance amending the San Francisco Building Code by adding Section 106.3.2.6 to require that all site preparation work, demolition, or other construction activities within the City and County of San Francisco that have the potential to create dust or will expose or disturb more than 10 cubic yards or 500 square feet of soil must comply with specified dust control measures whether or not the activity requires a permit from the Department of Building Inspection, with provision for waiver by the Director for activities on sites less than one half acre that are unlikely to result in any visible windblown dust; amending the San Francisco Health Code by adding Article 22B to require, for projects over one half acre, that the project sponsor obtain approval of a dust control plan from the Director of Public Health unless the Director waives these requirements or the project qualifies for an interior only tenant improvement project exemption, and enacting fees to defray the costs of implementation; adopting environmental and general findings. Supervisors Maxwell, Peskin, Ammiano, Duffy presented. ASSIGNED to Land Use and Economic Development Committee.

080844 [Prohibiting New Overhead Utility Facilities]

Ordinance amending Sections 913 and 914 of the San Francisco Public Works Code to prohibit the installation of new surface and overhead utility facilities on any City streets where there are no existing overhead utility facilities; and further amending Section 914 to establish exemptions to this requirement. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

080846 [Limit on non-profit executive director salaries funded by City grants or contracts]

Ordinance limiting the use of City funds for non-profit executive director salaries. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080847 [Requiring recyclable/compostable bags for newspapers and handbills]

Ordinance amending Article 5.7 of the San Francisco Public Works Code by adding Section 184.77, to require any person who distributes newspapers or handbills that are packaged in bags or other wrapping to or upon private property to use only recyclable or compostable materials for such packaging and to impose penalties; and making environmental findings. Supervisors Mirkarimi, Peskin presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

080849 [Temporary Prohibition of Smart Meters Pending Cost and Climate Review]

Draft ordinance establishing a temporary moratorium on the installation of "Smart Meter" equipment and requiring a joint Department of the Environment and San Francisco Public Utilities Commission review of proposed "Smart Meter" technology. Supervisors Peskin, Duffy, Ammiano, Maxwell, Mirkarimi, Daly, McGoldrick, Sandoval presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080850 [Zoning - 901 Bush Street Special Use District]

Ordinance amending the San Francisco Planning Code by adding Section 249.36 and amending Sheet SU01 of the Zoning Map of the City and County of San Francisco to establish the 901 Bush Street Special Use District in the area generally bounded by Bush Street to the north, Taylor Street to the East, and Assessor's Block 0282 Lots 017 and 022 to the west and south, respectively; and adopting environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b). Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080883 [Zoning - Creating the New Mission-Harrington Special Use District]

Ordinance amending the San Francisco Planning Code by adding new Section 780.3, creating the Mission-Harrington Special Use District, located at 4550 Mission Street at the intersection with Harrington Street; amending the Table at Section 712, to refer to this new Special Use District; amending the Special Use District Map SU11 of the Zoning Map of the City and County of San Francisco, to refer to this new Special Use District; adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

Resolutions

080910 [State grant to support environmental health pest exclusion activities - \$47,694.36]

Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend a grant in the amount of \$47,694.36 from the California Department of Food and Agriculture (CDFA) to support the Light Brown Apple Moth Program; for the period of July 1, 2007 through June 30, 2008. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080911 [Grant to support HIV research study - \$31,724]

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$31,724 from the Public Health Foundation Enterprises (PHFE), to support a research project entitled "Chemoprophylaxis for HIV Prevention in Men;" for the period of February 1, 2008 through January 31, 2009. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080912 [Urging a Federal Employment Non-Discrimination Act that includes gender identity protections]

Resolution urging a Federal Employment Non-Discrimination Act that includes gender identity protections. Supervisors Duffy, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080914 [Resolution to establish the Broadway Entertainment Corridor Community Benefit District]

Resolution establishing a property-based business improvement district to be known as the "Broadway Entertainment Corridor Community Benefit District (CBD)," ordering the levy and collection of assessments against property located in that district for ten years, commencing with fiscal year 2008-2009, subject to conditions as specified, and making environmental findings. Supervisor Peskin presented. ASSIGNED to Board of Supervisors.

080915 [Assessment Ballots for City Parcels, for proposed Yerba Buena Community Benefit District]

Resolution authorizing the Mayor to cast assessment ballots in the affirmative on behalf of the City and County of San Francisco as the owner of nine parcels of real property that would be subject to assessment in the proposed property and business improvement district to be named the Yerba Buena Community Benefit District. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080917 [Resolution to establish the Yerba Buena Community Benefit District]

Resolution establishing a property-based business improvement district to be known as the "Yerba Buena Community Benefit District (CBD)," ordering the levy and collection of assessments against property located in that district for seven years, commencing with fiscal year 2008-2009, subject to conditions as specified, and making environmental findings. Mayor presented. RECEIVED AND ASSIGNED to Board of Supervisors.

Requests for Hearing

- 080842** [Funding the Guarantee Pool for the Local Business Enterprise Bonding and Financing Assistance Program] Hearing on the status and future plans for agency coordination and funding the Guarantee Pool of the Local Business Enterprise Bonding and Financing Assistance Program. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080843** [City's external auditors Comprehensive Annual Financial Report related to the City audit for Fiscal Year 2006-2007 and audit plans for Fiscal Year 2007-2008] Hearing for the City's external auditors (Macias Gini & O'Connell, KPMG, Hood and Strong, and Williams Adley & Co.) to present the Comprehensive Annual Financial Report (CAFR), Single Audit, and their Management Letters, if any, related to the City audit for Fiscal Year 2006-2007. They will also present their audit plans for Fiscal Year 2007-2008. This hearing is required under Charter Section 9.117. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

PROPOSED ORDINANCES

- 080856** [Mission Bay South-Acceptance of Land and Improvements on Third Street for Blocks 17, 20 and 23] Ordinance accepting the Mission Bay Blocks 17, 20, 23 Public Improvements-Phase 1; approving the dedication of the strip of land 5.00 feet in width, along the west side of Third Street for right-of-way purposes; designating street grades and sidewalk widths; accepting the irrevocable offer for the acquisition facilities for public use and maintenance purposes; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 177,603; and authorizing official acts in connection with this ordinance. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080857** [Mission Bay South-Acceptance of Land and Improvements for the 7th and 16th Street Intersection] Ordinance accepting the dedication for public street and roadway purposes of the two (2) portions of properties adjacent to 16th Street and accepting the irrevocable offer for the 7th and 16th Street Intersection Infrastructure Improvements; designating street grades and accepting the irrevocable offer for the acquisition facilities for public use and maintenance purposes; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 177,604; and authorizing official acts in connection with this ordinance. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

- 080854** [Amendment to Contract with Geomatrix Consultants, Inc.] Resolution approving an amendment to the contract with Geomatrix Consultants, Inc. to extend the term through June 30, 2009, to modify the scope of services, and to increase the contract by an amount not to exceed \$180,000 for a new total amount not to exceed \$1,439,000 for environmental consulting services. (Treasure Island Development Authority) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – June 24, 2008

Board Minutes for May 13, 2008 and Special Budget and Finance Committee Minutes for May 14, 2008 approved.

Requests Granted

From: Supervisor Chu

To: Director, Public Utilities Commission

Requesting/Inquiring: Requesting that the PUC report on the status of replacing broken light bulbs on two street lights located on 37th Avenue (West side of 37th Ave) between Noriega and Moraga. Also requesting that the PUC examine why there is only one street light on the entire block of 37th Avenue between Noriega and Moraga on the east side of the street and inform us of the possibility of installing at least one more street light on that block.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from utility poles at the following locations:

Wood

Southeast corner of Page and Divisadero

Trash Cans

Fulton and Pierce

Bus Shelters

Eastside of Oak and Stanyan

Fire Alarm Box

Northeast of Page and Steiner

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following private property locations:

333 Haight

295 Buchanan, the windows on the Haight Street side

299 Webster

501 Fillmore

1591 Page

2400 Fulton

710 Fillmore

661 Divisadero

Divisadero Theatre, on Divisadero between Hayes and Grove

799 Haight

782 Haight

681 Haight

546 Haight

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner of Fillmore and Post
Southwest corner of Divisadero and Sutter
9th Avenue and Judah (near bus stops)
7th Avenue and Irving (near bus stops)
Northwest corner of Hayes and Fillmore
Southeast corner of Fillmore and Haight
San Francisco Chronicle

Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Irving and 9th Avenue
Irving and 7th Avenue
Southwest corner of Haight and Clayton
Southeast corner of Haight and Masonic
Examiner

Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
SF Daily

Northwest corner of Hayes and Gough
City Star

Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight
SF Weekly

Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Phone Switch Boxes

Southeast corner of Fillmore and Oak
Northwest corner of Hermann and Fillmore

In Memoriams:

Anthony Sacco – Entire Board
Anthony, Michael, and Matthew Bologna – Supervisors Sandoval & Daly
Cecilia Marie Muschi Dawydiak – Supervisor Alioto-Pier
Harry Aleo – Supervisor Dufty

BOARD of SUPERVISORS



City Hall
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San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

**Legislation Introduced
Including All Off-Calendar Items
July 8, 2008**

OFF-AGENDA LEGISLATION

Ordinances

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Introduced by Supervisors or Mayor

080849 [PG&E SmartMeter Upgrade Proposal]

Ordinance directing the Department of the Environment to conduct a Cost and Climate Review of PG&E's request to the California Public Utilities Commission to spend \$877 million on a SmartMeter upgrade program; and directing the City Attorney, in consultation with the Department of the Environment and Public Utilities Commission, to participate in the CPUC review of PG&E's request; and establishing the City's policy to oppose PG&E's request if the Cost and Climate Review concludes that PG&E's SmartMeter upgrade proposal is not cost effective or that alternative technologies that offer greater benefits should be investigated. Supervisors Peskin, Duffy, Ammiano, Maxwell, Mirkarimi, Daly, McGoldrick, Sandoval presented. SUBSTITUTED.

080934 [Requiring Air Quality Assessment and Ventilation for Certain Urban Infill Residential Developments]

Ordinance amending the San Francisco Health Code by adding new Article 38 to require air quality assessment and ventilation for certain urban infill residential developments; amending the San Francisco Building Code by adding a third paragraph to Section 1203.5 and amending the San Francisco Mechanical Code by adding new Section 419 to require special ventilation systems for certain urban infill residential developments; making environmental findings; adopting findings of local conditions pursuant to California Health and Safety Code Section 17958.7, and directing the Clerk of the Board of Supervisors to forward this Ordinance to the California Building Standards Commission. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

080947 [Changing the official sidewalk width - Jessie Street east of 10th Street]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1579 to change the official sidewalk width on Jessie Street east of 10th Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both of facilities affected by the sidewalk width change; and approving public sidewalk easements along the southerly side of Jessie Street. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080952 [City Hall Rental Rate Change]

Ordinance making environmental findings and amending Administrative Code Section 4.1-2 to increase the maximum City Hall Building rental fee to \$40,000. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

080954 [Planning Code-Amending Article 11 Designation of 690 Market Street]

Ordinance amending the designation of 690 Market Street from "Unrated—Category V" to "Significant—Category II" under Planning Code Article 11; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080956 [Seismic strengthening of soft-story, wood-frame buildings]
Ordinance finding a compelling public policy basis for expediting the processing and review of permits for seismic retrofit upgrades of soft-story, wood-frame buildings and amending the Planning Code, Building Code Fire Code, and Public Works Code to waive permit processing fees for the proportionate share of work related to such seismic retrofit upgrades; making environmental findings and findings of consistency with the City's General Plan and Planning Code Section 101.1. Mayor, Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Resolutions

- 080935 [Urging SFUSD to reconsider current school assignment system]**
Resolution urging the San Francisco Unified School District (SFUSD) to reconsider the current school assignment system for K-12 admissions and incorporate geographic considerations for school placement. Supervisor Chu presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080948 [Amendment to Real Property Ownership Agreement]**
Resolution approving an amendment to the Real Property Ownership Agreement between the Peninsula Corridor Joint Powers Board, San Mateo County Transit District, the City and County of San Francisco and the Santa Clara Valley Transportation Authority to fully resolve all outstanding financial issues related to repayment of SamTrans for its additional contribution for the acquisition of the Caltrain right-of-way, and to designate SamTrans as the managing agency of the Joint Powers Board. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080949 [Approval of Amendment to the Construction Management Services Agreement for the Laguna Honda Hospital Replacement Program]**
Resolution authorizing the Director of Public Works to execute an amendment to the construction management services agreement for the Laguna Honda Hospital Replacement Program from \$9,995,383 to \$14,784,481. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080950 [Approval of Amendment to Design Agreement for the Laguna Honda Hospital Replacement Program]**
Resolution authorizing the Director of Public Works to execute amendment to a design agreement for the Laguna Honda Hospital Replacement Program from \$39,155,175 to \$44,633,529. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080951 [Approving Tefra Hearing for The Institute on Aging Project]**
Resolution approving the issuance and sale of revenue bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed \$50,000,000 to finance the acquisition, construction, equipping and furnishing of facilities that will provide access to affordable health care and other support services for low income, frail older adults by The Institute on Aging. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080953 [Approval of an historical property contract for 690 Market Street ("Chronicle Building")]**
Resolution under Chapter 71 of the San Francisco Administrative Code, approving an historical property contract between RC Chronicle Building LP and 690 Market Master Association, the owners of 690 Market Street ("Chronicle Building"), and the City and County of San Francisco; authorizing the Director of Planning and the Assessor to execute the historical property contract. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 080955 [2007-2010 Children's Services Allocation Plan]**
Resolution approving an amendment to the Children's Services Allocation Plan for the Children's Fund in accordance with Section 16.108 of the San Francisco Charter. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 080958 [Commending Kamala Harris on the Bay Area Union Labor Party's 2008 Public Service Award]**
Resolution commending Kamala Harris on the Bay Area Union Labor Party's 2008 Public Service Award. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 080959 [Commending Angelo Quaranta on the Bay Area Union Labor Party's 2008 Community Leadership Award]**
Resolution commending Angelo Quaranta on the Bay Area Union Labor Party's 2008 Community Leadership Award. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080960 [Commending Tim Paulson on the Bay Area Union Labor Party's 2008 Community Leadership Award]**
Resolution commending Tim Paulson on the Bay Area Union Labor Party's 2008 Community Leadership Award. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080961 [Commending Cheryl Johnson on the Bay Area Union Labor Party's 2008 Labor Leader of the Year Award]**
Resolution commending Cheryl Johnson on the Bay Area Union Labor Party's 2008 Labor Leader of the Year Award. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080962 [Accept and Expend State Grant - \$47,773]**
Resolution authorizing the Department of the Environment (SF Environment) to accept and expend grant funds in the amount of \$47,773.00 from the California Department of Food and Agriculture to eliminate a major infestation of invasive weeds in the Twin Peaks Natural Area of San Francisco. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080963 [Grant to support a drug research study - \$63,210]**
Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend a grant in the amount of \$63,210 from the Public Health Foundation Enterprises (PHFE) to support the study entitled "Mirtazapine to reduce methamphetamine use among MSM with high-risk HIV behaviors project;" for the period of June 1, 2008 through May 31, 2009. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080964 [Declaration of Election Results]**
Resolution declaring the results of the June 3, 2008 Consolidated Statewide Direct Primary Election. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080965 [40 day extension for Planning Commission review - Planning Code Enforcement Fund]**
Resolution extending by 40 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance that would amend Section 10.100-166 of the Administrative Code and Section 303(I) to update enforcement provisions of the Planning Code, including fees, and making environmental findings, General Plan findings, and other required findings. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080966 [Approving Tefra Hearing for On Lok Community Housing Project]**
Resolution approving the issuance and sale of revenue bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed \$30,000,000 to finance and refinance the acquisition, construction, equipping and furnishing of facilities that will provide access to affordable health care and other support services for low income, frail older adults by On Lok Senior Health Services and On Lok Community Housing, Inc. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080967 [Commending Maurice Mabutas on the occasion of his 102nd birthday]**
Resolution commending Maurice Mabutas on the occasion of his 102nd birthday. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 080968 [60 day extension for Planning Commission review - The Metro Theatre]**
Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on a proposed Resolution that would initiate the designation of The Metro Theatre, 2055 Union Street, Lot 018 in Assessor's Block 0541, as a landmark pursuant to Section 1004.1 of the Planning Code. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080969 [Creation of transgender health benefits for CalPers]

Resolution endorsing the creation of transgender health benefits for CalPers. Supervisors Ammiano, Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

080970 [Burma Day - August 8, 2008]

Resolution declaring August 8th "Burma Day" in San Francisco in honor of the 20th anniversary of the people of Burma's 1988 popular uprising against Burma's military regime. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

080924 [2007-2008 Civil Grand Jury Report - Fits and Starts]

Hearing on the recently published 2007-2008 Civil Grand Jury report regarding Fits and Starts: The Response of San Francisco Government to Past Civil Grand Jury Recommendations. (Clerk of the Board) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080925 [2007-2008 Civil Grand Jury Report - Accountability in San Francisco Government]

Hearing on the recently published 2007-2008 Civil Grand Jury report regarding Accountability in San Francisco Government. (Clerk of the Board) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080926 [2007-2008 Civil Grand Jury Report - San Francisco Kindergarten Admissions]

Hearing on the recently published 2007-2008 Civil Grand Jury report regarding San Francisco Kindergarten Admissions: Back to the Drawing Board. (Clerk of the Board) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080931 [2007-2008 Civil Grand Jury Report - A Year of Five Elections for the City and County of San Francisco]

Hearing on the recently published 2007-2008 Civil Grand Jury report regarding A Year of Five Elections for the City and County of San Francisco. (Clerk of the Board) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080932 [Debt level of the City and County of San Francisco]

Hearing regarding the City's level of debt, including general obligation bonds, revenue bonds, and other overlapping debt such as the parcel tax for the School District. The hearing will also cover projected debt which may be incurred if bond measures currently pending submission to and passage by San Francisco voters. Supervisor Chu presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

080933 [SFPUC Water System Improvement Program, Local San Francisco Program]

Hearing to review the Local San Francisco Program component of the Water System Improvement Program, with particular attention paid to aging pipes and timelines for replacing them, particularly in light of the July 7th 100-year-old pipe burst on Taraval Street. The breakage created a major disruption along a major neighborhood commercial corridor. The hearing will also cover the PUC's policy for addressing merchant losses as a result of the disruption. Supervisor Chu presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

PROPOSED ORDINANCES

- 080796** [Amending Ordinance 202-07, authorizing award of contract for CM/GC services for the San Francisco General Hospital Rebuild Program, and making findings under CEQA]
Ordinance amending Ordinance 202-07 to add Drywall Subcontractor to the list of authorized Core Subcontractors for the San Francisco General Hospital Rebuild Program; authorizing the award of a contract for Construction Manager/General Contractor services for the San Francisco Hospital Rebuild Program; adopting findings under the California environmental Quality Act ("CEQA"), CEQA Guidelines and San Francisco administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations; and finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53. (Public Works Department) . ASSIGNED to Government Audit and Oversight Committee.
- 080845** [Changing the official sidewalk width - Golden Gate Avenue]
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1580 to change the official sidewalk width on the southerly side of Golden Gate Avenue between Larkin and Hyde Streets; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both of facilities affected by the sidewalk width change. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080896** [Settlement of Lawsuit - City and County of San Francisco, et al., v. Pravin Dahy Abhai Patel, et al.]
Ordinance authorizing settlement of a lawsuit filed by the City and County of San Francisco and the People of the State of California, by and through Dennis J. Herrera, City Attorney for the City and County of San Francisco, against Pravin Dahy Abhai Patel, George Patel, and Sanjay Patel in exchange for an agreement to rescind the notice of withdrawal submitted pursuant to Government Code section 7060(a); the lawsuit was filed on July 12, 2006, in San Francisco Superior Court, Case No. CGC-06-454092; entitled City and County of San Francisco, et al., v. Pravin Dahy Abhai Patel, et al; other material terms of said settlement are set forth in the Settlement Agreement contained in Board of Supervisors File No. 080896. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 080897** [Settlement of Lawsuit - Schram Construction, Inc. - \$722,104.09]
Ordinance authorizing settlement of the lawsuit filed by Schram Construction, Inc. ("Schram") against the City and County of San Francisco (the "City") seeking \$1,000,000; the lawsuit was filed on June 23, 2006 in the Superior Court of the City and County of San Francisco, Case No.CGC-06-453479, entitled Schram Construction, Inc., v. City and County of San Francisco; other material terms of said settlement are: 1) The City will pay a total of \$722,104.09 to Schram; 2) Schram will indemnify the City against potential legal claims and/or lawsuits from subcontractors and suppliers; 3) All warranties not yet expired will remain in full force and effect; and 4) The City reserves all rights relating to latent defects. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

- 080797** [Authorizing award of architectural and engineering design services contract for the San Francisco General Hospital Replacement Program and adopting findings under CEQA]
Resolution authorizing the award of an architectural and engineering design services contract for the San Francisco General Hospital Seismic Compliance Hospital Replacement Program; adopting findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations; and finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53. (Public Works Department) . ASSIGNED to Government Audit and Oversight Committee.

Clerk to Act – July 8, 2008

Board Minutes for May 20, 2008 and June 3, 2008 approved.

Requests Granted

From: Supervisor Sandoval

To: Director, Municipal Transportation Agency

Requesting/Inquiring: Requesting that the Municipal Transportation Agency study the feasibility of installing a 4-way stop sign at the intersection of Ottawa Avenue and Ellington Avenue.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from utility poles at the following locations:

Wood Utility Poles

Southeast corner of Waller and Buchanan

Metal Utility Poles

West side of Stanyan and Waller

1756 Waller

Southeast corner of Laussat and Buchanan

Southeast corner of Shrader and Haight

Bus Shelters

Southeast corner of Haight near Divisadero

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following private property locations:

546 Haight

146 Webster

799 Haight

1115 Fell

2001 Grove

600 Stanyan

670 Stanyan

1762 Waller

1756 Waller

1734 Waller

583 Haight

1101 Oak

537 Shrader

701 Shrader

759 Shrader

1708 Waller

903 Stanyan
364 Divisadero

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner of Fillmore and Post

Southwest corner of Divisadero and Sutter

9th Avenue and Judah (near bus stops)

7th Avenue and Irving (near bus stops)

Northwest corner of Hayes and Fillmore

Southeast corner of Fillmore and Haight

San Francisco Chronicle

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Irving and 9th Avenue

Irving and 7th Avenue

Southwest corner of Haight and Clayton

Southeast corner of Haight and Masonic

Examiner

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

SF Daily

Northwest corner of Hayes and Gough

City Star

Northwest corner of Hayes and Gough

Southeast corner of Fillmore and Haight

SF Weekly

Southeast corner of Masonic and Haight

Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Phone Switch Boxes

Southeast corner of Fillmore and Oak

Northwest corner of Hermann and Fillmore

Northwest corner of Frederick and Schrader

In Memoriams:

Henry Morris – Supervisor Peskin

BOARD of SUPERVISORS



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Legislation Introduced
Including All Off-Calendar Items
July 16, 2008

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT

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Ordinances

080441 [Regulating Overtime for City Employees]

Ordinance amending Section 18.3-1 of the Administrative Code, to limit overtime hours worked in any fiscal year and to limit overtime to no more than 80 in a regular work week except for work performed for emergency or critical services needs, if such emergency or critical service need is approved by appropriate officials. Mayor, Supervisor McGoldrick presented. SUBSTITUTED to Budget and Finance Committee.

081002 [Zoning - Repeat Violations of General Advertising Sign Requirements]

Ordinance amending the San Francisco Planning Code by amending Section 610 to add subsection (f), which addresses repeat violations of general advertising sign requirements by a single entity on the same property; adopting findings, including environmental findings and findings required by Section 302 and Section 101.1 of the Planning Code. Supervisors Alioto-Pier, Peskin presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081008 [Residential mental health treatment for youth in foster care]

Ordinance amending the San Francisco Administrative Code by adding sections 5.400 and 5.405 creating the San Francisco Task Force on Residential Treatment for Youth in Foster Care and providing for its expiration absent reauthorization by the Board of Supervisors. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Rules Committee.

081009 [Prohibiting Smoking in Taxicabs and Motor Vehicles for Hire and Free Distribution of Tobacco Promotional Items]

Ordinance amending the San Francisco Health Code by amending Section 1009.22 and amending the San Francisco Police Code by amending Section 1143 and repealing Sections 53, 53.1, and 1098, to prohibit smoking in taxicabs and other motor vehicles for hire, and amending San Francisco Police Code Section 95, to prohibit the free distribution of tobacco promotional items. Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

081010 [Building - Ban on Wooden Fixed Utility Ladders in R-1 and R-2 Occupancies]

Ordinance amending the San Francisco Housing Code to add Section 605 prohibiting wooden fixed utility ladders in R-1 and R-2 Occupancies, and making findings under the California Environmental Quality Act. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

081011 [Appropriating \$498,145 of FY 2007-2008 General Fund Reserve to the Mayor's Office of Criminal Justice for the Community Justice Center for FY 2008-2009]

Ordinance appropriating \$498,145 of Fiscal Year 2007-2008 General Fund Reserve to the Mayor's Office of Criminal Justice to fund a Community Justice Center in Fiscal Year 2008-2009. Supervisors McGoldrick, Elsbernd, Peskin presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 081012 [Requiring Board of Supervisors' approval of the route for certain athletic events that require temporary street closures]**
Ordinance amending Section 9.11 of the Transportation Code to require Board of Supervisors' approval of the route for an athletic event requiring temporary street closures that has not been held on substantially the same route for three or more years. Supervisors Peskin, Alioto-Pier presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081014 [In-Home Supportive Services - Public Authority]**
Ordinance amending Administrative Code Chapter 70, regarding the In-Home Supportive Services Public Authority, to eliminate obsolete terms and amending Section 70.2 to provide compensation for members of the governing body for attending meetings. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081016 [Refunding City and County of San Francisco Finance Corporation Lease Revenue Bonds, Series 2000-1, Series 2000-2, and Series 2000-3 (Moscone Center Expansion Project)]**
Ordinance approving the issuance of lease revenue refunding bonds to refinance, in whole and/or in part, the \$144,300,000 outstanding City and County of San Francisco Finance Corporation Lease Revenue Bonds, Series 2000-1, Series 2000-2, and Series 2000-3 (Moscone Center Expansion Project); approving the form of a site and facilities lease by and between the City and County of San Francisco (the "City") and the City and County of San Francisco Finance Corporation (the "Corporation"); approving the form of a project lease between the Corporation and the City; approving the form of a reimbursement agreement among the City, the Corporation and each credit provider; approving the form of an Official Statement; approving the form of a purchase contract between the Corporation and each underwriter, including the form of a certificate of the City; granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds; approving modifications to documents; and ratifying previous actions taken in connection therewith. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

Resolutions

- 081003 [Approval of Agreement between the City and County of San Francisco and Cubic Transportation Systems, Inc. for Farebox System Rehabilitation and Upgrades, for a contract term of twenty-six (26) months and an amount not-to-exceed \$19,000,000]**
Resolution approving the Agreement between the City and County of San Francisco, through the San Francisco Municipal Transportation Agency, and Cubic Transportation Systems, Inc. for Fare System Rehabilitation and Upgrades Project. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081004 [Interim Controls On Major Rights of Way Along and Near the Southern 19th Avenue Corridor]**
Resolution adopting more restrictive interim controls for a period of eighteen months that would require conditional use authorization for new residential developments over 20 units or for new commercial or retail developments over 50,000 square feet on both sides of the following rights of way along and near the Southern 19th Avenue Corridor: commencing at Lake Merced Boulevard where it begins at the County line, north along Lake Merced Boulevard to Sloat Boulevard, east along Sloat Boulevard to 19th Avenue, north along 19th Avenue to Taraval Street, east on Taraval Street to Claremont, south on Claremont to Portola, southwest on Portola to Junipero Serra Boulevard, and south on Junipero Serra Boulevard to the County line; adopting environmental findings and a determination of consistency with the priority policies of Planning Code Section 101.1. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081005 [19th Avenue Cumulative Impact Study]**
Resolution urging the Planning Department and Municipal Transportation Authority to conduct, and continually update, a comprehensive cumulative transportation impact study encompassing all the reasonably foreseeable developments along the 19th Avenue corridor from 19th Avenue and Vicente south to the county line, and expressing the Board of Supervisors' intent that individual environmental reviews of any projects along this corridor must incorporate this on-going and comprehensive cumulative impacts analysis to be considered adequate. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081006 [Bond Sale of Clean and Safe Neighborhood Parks General Obligation Bonds]

Resolution authorizing and directing the sale of not to exceed \$45,000,000 City and County of San Francisco General Obligation Bonds (Clean and Safe Neighborhood Parks Bonds, 2008) Series 2008B; prescribing the form and terms of said Bonds; authorizing the execution, authentication and registration of said Bonds; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form and execution of the Official Statement relating thereto; approving the form of the Continuing Disclosure Certificate; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081007 [Clean and Safe Neighborhood Parks General Obligation Bonds Issuance]

Resolution providing for the issuance of not to exceed \$185,000,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Clean and Safe Neighborhood Parks, 2008); authorizing the execution, authentication and registration of said Bonds; providing for the levy of a tax to pay the principal and interest thereof; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; ratifying certain actions previously taken; and granting general authority to city officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081013 [Economic Impact Analysis of Proposed Daytime Street Closure]

Resolution directing the Office of Economic Analysis and the Office of Small Business to conduct an analysis of the economic impact of the proposed "Sunday Streets" street closure planned for August 31st and September 14th on local businesses and requesting the City postpone any street closure until such analysis is completed. Supervisors Peskin, Elsbernd, Alioto-Pier presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

081015 [Mirant Potrero Power Plant retrofit]

Resolution authorizing and directing the negotiation and execution of a memorandum of agreement relating to the retrofit of Potrero Power Plant Units 4, 5 and 6, the closure of all Potrero Power Plant generating units if and when such units are no longer needed for electric system reliability, and the reuse of the Potrero power Plant site upon such closure. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

081017 [Supporting full funding of Proposition 42 in the FY 2008-09 California State Budget]

Resolution urging the California State Legislature to fully fund Proposition 42 as proposed by the Governor in the Fiscal Year 2008-09 California State Budget and supported by the Budget Conference Committee. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081020 [Commending the Ocean View, Merced Heights, Ingleside Neighbors in Action (OMI-NIA) for 20 years of outstanding service to the community, on the occasion of their 20th anniversary]

Resolution commending the Ocean View, Merced Heights, Ingleside Neighbors in Action (OMI-NIA) for 20 years of outstanding service to the community, on the occasion of their 20th anniversary. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081021 [Accept and Expend Regional Grant - \$24,000]

Resolution authorizing the Department of the Environment to accept and expend grant funds in the amount of \$24,000 from the Bay Area Air Quality Management District through Sustainable Earth Initiative for the purpose of providing technical assistance to develop, produce and disseminate best management tools for local commercial and municipal fleets' managers about how to reduce their fleets' carbon dioxide and polluting emissions. Supervisor Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081022 [Calling for FremantleMedia North America to provide its employees with industry standard benefits and to treat its employees with dignity and respect]

Resolution calling for FremantleMedia North America to provide its employees with industry standard benefits and to treat its employees with dignity and respect. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

081000 [Autistic education programs in the San Francisco Unified School District]

Hearing on the autistic education programs in the San Francisco Unified School District. Specifically the hearing will examine what we are doing to serve the growing number of autistic students in the district; what autistic education programs already exist; how these programs can be improved; what we can do to meet the growing need for qualified special education teachers; among other pertinent issues in this subject area. Supervisor Alioto-Pier presented.

RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081001 [To offer PG&E Company an opportunity to testify on the proposed SmartMeter project]

Hearing to offer Pacific Gas & Electric Company an opportunity to testify on the proposed SmartMeter project. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Motions

081024 [Withdrawing Charter Amendment for November 2008 election]

Motion withdrawing, pursuant to section 370(a) of the Municipal Elections Code, the Board of Supervisors order of submission to the voters a Charter Amendment entitled San Francisco Affordable Housing Fund and Public Accountability. Supervisor Elsbernd presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081025 [Releasing reserve of \$200,000 for maintenance of security cameras for Department of Technology for Fiscal Year 2007-2008]

Motion releasing reserve on funding for Fiscal Year 07-08 in the Department of Technology for maintenance of existing security cameras. Supervisor Elsbernd presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED RESOLUTIONS

080957 [WSIP Agreement No. CS-913, Bay Tunnel Project Construction Management Services]

Resolution approving the selection of Jacobs Engineering; awards Water System Improvement Program-funded Agreement No. CS-913, Bay Tunnel Project Construction Management Services. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – July 16, 2008

Requests Granted

From: Supervisor Ammiano

To: Director, Department of Recreation and Park (Yomi Agunbiade)

Requesting/Inquiring: Please provide date specific timelines for the remedying of all of the following matters regarding the Potrero Del Sol Park:

1. When will the water fountain be re-ordered and installed near the children's play area? This fountain was very clearly promised to the community on numerous occasions, including the ground breaking ceremony. Please let me know exactly when this will be installed.
2. The two honeysuckle vines that were killed during the construction of the school fence need to be replaced. When will this happen?
3. The gate needs to be open from the park to the picnic area next to the school. The picnic areas are all being well used and this area should be open all summer. When will this happen?
4. There needs to be more trash cans in the park. There are currently only two at the children's play area, one by the skate park that is constantly full and overflowing, and only one by the three picnic areas. People are trying to pick up their trash, but they can't if there is nowhere to put it.
5. There seems to be a problem with the irrigation system. Sprinklers were on all day and night last weekend along the Potrero Avenue edge of the soccer field. When will this be fixed?
6. The fountain is not on or filled with water and should be operational for the community. When will it be operational? What about the main sign and the artwork?

From: Supervisor Ammiano

To: Chief, Police Department

To: Director, Mayor's Office of Criminal Justice (Kevin Ryan)

Requesting/Inquiring: Many other major cities have a Violent Crime Task Force consisting of motivated officers drawn from specialized units within the department such as Gang Squad, designed for lightning fast and enduring responses to incidences of violent crimes. Has the SFPD or MOCJ ever considered assembling a force of this nature? Why or why not? Are there any new or novel solutions to combating violent crime currently in the pipeline?

In Memoriams:

Michael F. O'Driscoll – Supervisor Elsbernd

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Legislation Introduced
Including All Off-Calendar Items
July 22, 2008

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

DOCUMENTS DEPT.

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Ordinances

081038 [Permeable Paving]

Ordinance amending the San Francisco Building Code by adding Section 106A.1.14 to require a permit for construction or reconstruction of a driveway unless the driveway construction or reconstruction work is approved under a building or site permit; by amending Table 1A-F to add a permit fee for construction of a permeable driveway surface; and by adding Chapter 13E to require new driveways to have a permeable surface; adopting findings, including environmental findings and findings required by California Health and Safety Code Section 17958.5. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

Resolutions

081034 [To create a Task Force to streamline the Planning Department and Department of Building Inspection permitting process and improve customer service]

Resolution creating a new Task Force to study the Planning Department and Department of Building Inspection to make recommendations on how to streamline the permit process, increase efficiency and improve customer service. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Rules Committee.

081035 [Agreement with Cypress Security LLC. for Armed and Unarmed Security Guard Services]

Resolution authorizing a three year agreement, with option to renew for up to an additional three years, with Cypress Security LLC. for an amount not to exceed \$15.8 million. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081036 [Multifamily Housing Revenue Bonds, Series 2008B - Geary Senior Housing]

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed \$30,000,000 for the purpose of providing financing for the construction of a multifamily rental housing project to be known as Geary Senior Housing, to consist of 150 housing units; approving the form of and authorizing the execution of an indenture of trust providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this resolution; and related matters. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081037 [Multifamily Housing Revenue Bonds - Zygmunt Arendt House]

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed \$10,500,000 for the purpose of providing financing for a multifamily rental housing project to be known as Zygmunt Arendt House; approving the form of and authorizing the execution of a trust indenture providing the terms and conditions of the Bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the Bonds and the project; and granting general authority to City officials to take actions necessary to implement this Resolution. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081039 [Accept-Expend Regional Grant - \$16,100]

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$16,100.00 from Altamont Education Advisory Board to expand recycling and lunchroom composting programs at schools in San Francisco. Supervisor Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081004 [Interim Controls On Major Rights of Way Along and Near the Southern 19th Avenue Corridor]

Resolution adopting more restrictive interim controls for a period of eighteen months that would require conditional use authorization for new residential developments over 20 units or for new commercial or retail developments over 50,000 square feet on both sides of the following rights of way along and near the Southern 19th Avenue Corridor: commencing at Lake Merced Boulevard where it begins at the County line, north along Lake Merced Boulevard to Sloat Boulevard, east along Sloat Boulevard to 19th Avenue, north along 19th Avenue to Taraval Street, east on Taraval Street to Claremont, south on Claremont to Portola, southwest on Portola to Junipero Serra Boulevard, and south on Junipero Serra Boulevard to the County line; adopting environmental findings and a determination of consistency with the priority policies of Planning Code Section 101.1. Supervisor Elsbernd presented. SUBSTITUTED.

Requests for Hearing

081031 [Closure of the Marian Residence for Women]

Hearing regarding the closure of the Marian Residence for Women at 1183-85 Mission Street. Supervisor Daly presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081032 [Grant Building]

Hearing on the future plans for the Grant Building. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081033 [Mirant Potrero Units 4, 5, and 6 retrofitting feasibility study]

Hearing on CH2M Hill's study on the feasibility of retrofitting Mirant Potrero Units 4, 5, and 6. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

080976 [Street Artist Spaces]

Resolution approving designation for six (6) months of nine (9) temporary selling spaces for weekend usage on Market Street, north side, at Steuart Street, for street artists certified by the Arts Commission, City and County of San Francisco; exempting said spaces from the regulations of Police Code Section 2405 relating to street artist display size and bus zone; said spaces subject to Board of Supervisors review. (Arts Commission) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Clerk to Act – July 22, 2008

Board Minutes for June 10, 2008 and June 17, 2008 approved.

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

To: Director, Bureau of Urban Forestry

Requesting/Inquiring: Requesting that the Department of Public Works and Bureau of Urban Forestry review its denial of a request for a replacement tree for the Chinese Elm Tree which was removed from 2717/2719 Pine Street and that the Bureau report back to the Supervisor regarding available options for replacing the tree.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

122 Webster

295 Buchanan

582 Grove

1520 Webster (Japan Center on Geary Street side)

901 Oak

700 Haight (on the Pierce Street side)

255 Scott

1500 Page

1591 Page

1663 Oak

299 Webster

235 Webster

409 Oak

546 Haight

146 Webster

799 Haight

2001 Grove

583 Haight

1101 Oak

537 Shrader

701 Shrader

1708 Waller

903 Stanyan

364 Divisadero

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Phone Switch Boxes

Northwest corner of Frederick and Shrader

Northwest corner of Hermann and Fillmore

Southeast corner of Oak and Fillmore

Southeast corner of Linden and Buchanan

Northwest corner of McAllister and Webster

Northwest corner Golden Gate and Webster

Garbage Cans

Southeast corner of Scott and Hayes

Bus Shelters

Southeast corner of Pierce and Hayes

Wood Poles

Southeast corner of Fillmore and Hermann

Firebox

Northwest corner of Pierce and Fell

1210 Scott Street (fencing around property)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of repairing potholes at the following locations:

Potholes

Sinkhole on Waller and Fillmore (on the west side of Waller Street near crosswalk)

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring:

San Francisco Bay Guardian

Southeast corner of Fillmore and Post

Southwest corner of Divisadero and Sutter

9th Avenue and Judah (near bus stops)

7th Avenue and Irving (near bus stops)

Northwest corner of Hayes and Fillmore

Southeast corner of Fillmore and Haight

San Francisco Chronicle

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Irving and 9th Avenue

Irving and 7th Avenue

Southwest corner of Haight and Clayton

Southeast corner of Haight and Masonic

Examiner

Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
SF Weekly

Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore
SF Daily

Northwest corner of Hayes and Gough
City Star

Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from utility poles at the following locations:

Wood

Southeast corner of Waller and Buchanan
Southeast corner of Fillmore and Hermann
Southeast corner of Linden and Buchanan

Metal Poles:

West side of Stanyan and Waller
Southeast corner of Linden and Buchanan
1756 Waller
Southeast corner of Lasuant and Buchanan
Southeast corner of Shrader and Haight

Bus Shelters

Southeast corner of Haight near Divisadero
Northeast corner of Fillmore and Hermann

From: Supervisor Daly

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney draft an ordinance prohibiting personal motor vehicles on Market Street between Octavia Boulevard and Justin Herman Plaza.

In Memoriams:

Les Crane – Supervisor Dufty
Father Edward V. Stackpoole, S.J. – Supervisors McGoldrick and Dufty
Morton R. Colvin – Supervisor Dufty

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Legislation Introduced
Including All Off-Calendar Items
July 29, 2008

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

- SF
690
#13
7/29/08
- 081019 [Public Employment - Deputy Chief 3 - Police Department]**
Ordinance amending Ordinance No. (Annual Salary Ordinance FY 2008-2009) to reflect the addition of 2 positions (1.50 FTE) Class 0402 – Deputy Chief 3 in the Police Department. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081057 [Appropriating \$110,632 of Community Improvement Impact Fee revenue for Leland Avenue Streetscape Improvements in the Department of Public Works for Fiscal Year 2008-2009]**
Ordinance appropriating \$110,632 of Community Impact Fee revenue from the Visitacion Valley Infrastructure Fund for Leland Avenue Streetscape Improvements in the Department of Public Works for Fiscal Year 2008-2009. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081058 [Planning - Conditional Use Requirement for Steam or Fossil Fuel Power Plants in M-1 and M-2 Zoning Districts]**
Ordinance amending Planning Code Section 226 to require that steam or fossil-fuel power plants in M-1 and M-2 zoning districts obtain conditional use authorization, adding Section 226.1 requiring additional findings; amending the Administrative Code to add Chapter 29A to require the Board of Supervisors consider the criteria of Planning Code Section 226.1(c) prior to taking City fossil fuel power plant approval actions; making environmental findings, and making findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 081061 [Lowering opposition spending threshold for increase in individual expenditure ceilings]**
Ordinance amending Section 1.134.5 of the Campaign and Governmental Conduct Code to lower opposition spending threshold for increase in individual expenditure ceiling. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 080162 [Disclosure of lobbying by campaign consultants]**
Ordinance amending Chapter 1 of Article II of the Campaign and Governmental Conduct Code by amending section 2.117 to require campaign consultants to disclose lobbying contacts with any officer of the City and County. Supervisor Peskin presented. ASSIGNED to Rules Committee.

Resolutions

DOCUMENTS DEPT.

AUG - 8 2008

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081053 [Accept-Expend Gift - \$100,000]

Resolution authorizing the Department of Public Works (DPW) to accept a gift in the amount of \$100,000 from American Express to plant approximately 1,000 trees on Sunset Boulevard allowing the use of the City's corporate seal under certain conditions, and allowing the Director of Public Works to sign an agreement that includes provisions for alternative dispute resolution. Supervisor Chu presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081054 [Grant to support the Peer Provider Project - \$225,000]

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively funds from the California Wellness Foundation in the amount of \$225,000 to support the Peer Provider Project, including a contract with Huckleberry Youth Programs in the total amount of \$59,400; for the period of July 1, 2008 through June 30, 2011. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081055 [Urging Yellow Cab Cooperative, Inc. to not require prepayments or deposits from taxicab drivers]

Resolution urging Yellow Cab Cooperative, Inc. not to require deposits or prepayments from taxicab drivers as a condition of employment or contract and urging the Taxi Commission to adopt rules prohibiting the collection of deposits or prepayments. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081056 [Issuance and Sale of Revenue Bonds - Schools of the Sacred Heart]

Resolution approving in accordance with Section 147(f) of the Internal Revenue Code and requirements of Section 91530(f) of the Government Code the issuance and sale of revenue bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed \$35,000,000 to finance educational projects owned and operated by the Schools of Sacred Heart - San Francisco. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081059 [Acceptance of State Grant Funds, Department of Public Works - \$450,000]

Resolution authorizing the Department of Public Works to accept and expend state Transportation Development Act (TDA) Article 3 funds totaling \$450,000 for FY 2008-09 for various pedestrian projects in the City and County of San Francisco. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081060 [Appointment - Treasury Oversight Committee]

Resolution appointing Todd Rydstrom, term ending 2012, to the Treasury Oversight Committee. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

081063 [Accept-Expend State Grant, Mayor's Office of Criminal Justice (MOCJ) - \$2,294,774]

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend funds in the amount of \$2,294,774 from the State Corrections Standards Authority (CSA), from funds made available under Senate Bill 736 – known as the Juvenile Justice Crime Prevention Act (JJCPA) – for programs and approaches that have been demonstrated to be effective in reducing delinquency, for the period of July 1, 2008 to June 30, 2009. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Public Safety Committee.

081064 [Accept-Expend Federal Grant, Mayor's Office of Criminal Justice (MOCJ) - \$100,583]

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend a grant in the amount of \$100,583 from the State Corrections Standards Authority for the purposes of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant (JABG). Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Public Safety Committee.

081065 [Accept-Expend Grant Funds available through the San Francisco Foundation to fund the Youth Stewardship Program 2007-2008 - \$18,000]

Resolution authorizing the San Francisco Recreation and Park Department to retroactively accept and expend a grant in the amount of \$18,000 to support the San Francisco Recreation and Parks Department Youth Stewardship Program 2007-2008. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 081066** [Urging the Recreation and Park Commission and the San Francisco Housing Authority to thoroughly review the proposed plan to build a recycling and trash compacting center in McClaren Park]
Resolution urging the Recreation and Park Commission and the San Francisco Housing Authority to review for consistency with the City's general plan, the proposed plan to build a recycling and trash compacting center in McClaren Park. Supervisor Sandoval presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081069** [Urging Yellow Cab Cooperative, Inc. to not require prepayments or deposits from taxicab drivers]
Resolution urging Yellow Cab Cooperative, Inc. not to require deposits or prepayments from taxicab drivers as a condition of employment or contract and urging the Taxi Commission to adopt rules prohibiting the collection of deposits or prepayments. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 080988** [Exceedances at the community airborne asbestos monitoring station HV-9]
Hearing regarding the exceedances at the community airborne asbestos monitoring station HV-9 on May 30, 2008. Supervisor Daly presented. RECEIVED AND ASSIGNED to Rules Committee.
- 080989** [Possible creation of a master plan for physical education of SFUSD students]
Hearing on the possible creation of a master plan for physical education of San Francisco Unified School District (SFUSD) students involving the San Francisco Recreation and Parks Department (RPD) and Department of Public Health (DPH), among other departments. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City and School District Select Committee.
- 080990** [Municipal Transportation Agency's processes and procedures around enforcement of disability placards]
Informational hearing on the Municipal Transportation Agency's processes and procedures around enforcement of disability placards. Requesting information on the number of false or misused placards that have been confiscated and how the MTA plans to continue an aggressive enforcement program. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 080991** [Wooden decks in San Francisco]
Informational hearing on the processes and procedures that the Department of Building Inspection follows for inspection of wooden decks in San Francisco. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 080992** [Controller's Office report, "Performance and Efficiency Review: Department of Public Health"]
Hearing on the Controller's Office report, "Performance and Efficiency Review: Department of Public Health." Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Motion

- 081070** [Authorizing preparation of Proponent/Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 4, 2008 Election]
Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 4, 2008 Election. (Clerk of the Board) . REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

- 081023** [Board Review and Approval of 2008 U.S. Department of Housing and Urban Development Continuum of Care Programs Application]

Resolution approving the City and County of San Francisco 2008 grant Application for the United States Department of Housing and Urban Development Continuum of Care Programs and fulfilling the San Francisco Board of Supervisors review and approval process for all annual or otherwise recurring grants of \$5,000,000 or more. (Human Services Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081026 [Approval of the 12-month cost extension application for HIV prevention projects for 2008]

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to submit a 12-month cost extension application in order to continue to receive funding for the HIV prevention Projects grant from the Centers for Disease Control and Prevention (CDC); in the amount of approximately \$8,800,000 in HIV prevention funding for San Francisco, extending the project period from December 31, 2008 to December 31, 2009. (Public Health Department) . RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081027 [Clean Renewable Energy Bonds]

Resolution approving the issuance of not to exceed \$6,325,000 aggregate principal amount of clean renewable energy bonds to be issued by the Public Utilities Commission of the City and County of San Francisco (the "Commission"); approving the execution and delivery by the Commission of a Master Equipment Lease/Purchase Agreement, an Acquisition Fund and Account Control Agreement, and a Bond Purchase Agreement; and authorizing the taking of appropriate actions in connection therewith; and related matters. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – July 29, 2008

Board Minutes for June 24, 2008 approved.

Requests Granted

From: Supervisor Daly

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney draft a Charter Amendment with the following:

1. Creating Publicly Financed Election Fund
2. Transferring \$6 million into the fund
3. Mandating annual transfer of \$2.75/person into fund (adjust for inflation)
4. Ensure that at least \$6 million is in the fund on January of years with election of Mayor.

From: Supervisor Daly

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney draft an Ordinance banning conversions of housing into student group housing for institutional use.

In Memoriams:

Ryan Jones – Supervisor Alioto-Pier

Ioannis Konstantinos Rozis – Supervisor Dufty

Buzz Redford – Supervisor Elsbernd

Michelle Grimley – Supervisor Elsbernd

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Legislation Introduced
Including All Off-Calendar Items DOCUMENTS DEPT.
August 5, 2008

OFF-AGENDA LEGISLATION

AUG 08 2008

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081082 [Requiring Activation of Closed Captions During Video Events]

Ordinance amending the San Francisco Police Code by amending Sections 4401 and 4402 to require the activation of closed captioning during video events in a park, open space, zoo, or other outdoor recreation area. Supervisor Alioto-Pier presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

081084 [Authorizing the Department of Public Health to perform and award contracts for public work under a specified procedure]

Ordinance adding San Francisco Administrative Code Chapter 6, Section 6.69, to authorize the Department of Public Health to perform and award contracts for health facilities public work through competition among a pre-qualified pool of contractors. Supervisor Elsbernd presented. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

081085 [Public Employment - Office of the Public Defender]

Ordinance amending Ordinance No. 141-08 (Annual Salary Ordinance FY 2008-2009) to reflect the addition of two positions (2.0 FTE) Class 8177 Attorneys (Civil/Criminal) in the Office of the Public Defender (PDR). Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081086 [Public Works Code - annual right-of-way occupancy assessment fee for driveways]

Ordinance amending the Public Works Code by amending Section 716 to establish an annual public right-of-way occupancy assessment fee for the portion of an automobile runway (driveway) that requires or required modification to the public right-of-way; and making environmental findings. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

081087 [Condominium conversion lottery based on seniority of participation]

Ordinance amending the Subdivision Code by amending Section 1396 to extend the annual 200-unit condominium conversion lottery; amending Section 1396.3 to continue the prioritization of the condominium conversion lottery based on seniority of participation in prior lotteries; and making environmental findings. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

081088 [Requirement of Conditional Use authorization for any permit application to remove dwelling units]

Ordinance amending the Planning Code by amending Section 317 to require Conditional Use authorization for any elimination of existing dwelling units through mergers, conversions, or demolitions of residential units. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

081089 [Torch-Applied Roofing Ban]

Ordinance amending Chapter 26 of the San Francisco Fire Code by adding Section 2611 to prohibit in San Francisco the installation of torch-applied roof systems on combustible roofs; adopting environmental findings and findings required by California Health & Safety Code Section 17958.7; and directing the Clerk of the Board to forward San Francisco's amendment and findings to the California Building Standards Commission and the Office of the State Fire Marshal. Supervisor Mirkarimi presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

- 081096 [Ordinance setting San Francisco's fiscal year 2008-2009 property tax rate and establishing pass-through rate for residential tenants]**
Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2009. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081097 [Ordinance setting San Francisco Community College District's fiscal year 2008-2009 property tax rate to be included in the City's overall property tax rate]**
Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2009. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081098 [Ordinance setting San Francisco Unified School District's fiscal year 2008-2009 property tax rate to be included in the City's overall property tax rate]**
Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 2009. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081099 [Ordinance setting San Francisco Bay Area Rapid Transit District's fiscal year 2008-2009 property tax rate to be included in the City's overall property tax rate]**
Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid Transit District purposes for the fiscal year ending June 30, 2009. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081100 [Zoning - Providing for a Five Feet Special Height Exception for Active Ground Floor Uses in Neighborhood Commercial Districts]**
Ordinance amending the San Francisco Planning Code by amending Section 263.20 to provide for a special height exception for ground floor uses in the Neighborhood Commercial Districts; amending Sections 703.1, 710.1, 711.1, 712.1, 713.1, 714.1, 715.1, 716.1, 717.1, 718.1, 719.1, 720.1, 721.1, 722.1, 723.1, 724.1, 725.1, 726.1, 727.1, 728.1, 729.1, 731.1, 731.1, 732.1, to refer to this special height exception; adopting findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 081102 [MOU, Amendment No. 2 - Municipal Attorneys' Association]**
Ordinance adopting and implementing Amendment #2 to the 2006-2010 Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081103 [MOU - Service Employees International Union, Local 1021, H-1 Fire Rescue Paramedics]**
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, H-1 Fire Rescue Paramedics, to be effective July 1, 2007 through June 30, 2011. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081107 [MOU - SF Police Officers' Association (SFPOA), P-2B]**
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (SFPOA), P-2B, to be effective July 1, 2007 through June 30, 2011. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Resolutions

- 081083 [Adoption of the San Francisco Economic Strategy]**
Resolution adopting the San Francisco Economic Strategy, as required by Proposition I, passed by the voters in November 2004. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

- 081090 [Issuance and Sale of Tax-Exempt Bonds - Pacific Primary - \$6,000,000]**
Resolution approving the issuance and sale of tax-exempt bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed \$6,000,000 to finance various capital facilities owned by Pacific Primary, a California nonprofit corporation, or an affiliate thereof. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081091 [Board response to the 2007-2008 Civil Grand Jury Report entitled "Fits and Starts: The Response of San Francisco Government to Past Civil Grand Jury Recommendations"]**
Resolution responding to the Presiding Judge of the Superior Court on the recommendations contained in the 2007-2008 Civil Grand Jury Report entitled "Fits and Starts: The Response of San Francisco Government to Past Civil Grand Jury Recommendations". Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081092 [Board response to the 2007-2008 Civil Grand Jury Report entitled "Accountability in San Francisco Government"]**
Resolution responding to the Presiding Judge of the Superior Court on the recommendations contained in the 2007-2008 Civil Grand Jury Report entitled "Accountability in San Francisco Government". Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081093 [Board response to the 2007-2008 Civil Grand Jury Report entitled "San Francisco Kindergarten Admissions: Back to the Drawing Board"]**
Resolution responding to the Presiding Judge of the Superior Court on the recommendations contained in the 2007-2008 Civil Grand Jury Report entitled "San Francisco Kindergarten Admissions: Back to the Drawing Board". Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081094 [Board response to the 2007-2008 Civil Grand Jury Report entitled "A Year of Five Elections for the City and County of San Francisco"]**
Resolution responding to the Presiding Judge of the Superior Court on the recommendations contained in the 2007-2008 Civil Grand Jury Report entitled "A Year of Five Elections for the City and County of San Francisco". Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081095 [Board response to the 2007-2008 Civil Grand Jury Report entitled "The homeless have homes, but they are still on the street"]**
Resolution responding to the Presiding Judge of the Superior Court on the recommendations contained in the 2007-2008 Civil Grand Jury Report entitled "The homeless have homes, but they are still on the street". Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081101 [Accept-Expend two related HIV research grants - \$105,248]**
Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend two related grants in the total amount of \$105,248 from the Public Health Foundation Enterprises (PHFE) to support the "HIV Vaccine Trials Network Study - Parts A and B" for the periods of January 1, 2008 through June 30, 2008 (Part A) and July 1, 2008 through December 31, 2008 (Part B). Supervisors Duffy, Ammiano presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 081104 [Urging the Recreation and Park Department to re-install park benches in Civic Center Plaza]**
Resolution urging the prioritization of resources to re-install park benches in Civic Center Plaza. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081105 [Opposing fiscally irresponsible State budget decisions]**
Resolution opposing fiscally irresponsible State budget decisions that would "borrow" local government, redevelopment and transportation funds. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081106 [Urging the Recreation and Park Commission to beautify, landscape, and improve the neglected lot on the southwest end of McLaren Park]**
Resolution urging the prioritization of resources to beautify and improve the neglected and blighted southwest corner of McLaren Park, opposite the Sunnydale Public Housing Complex. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

081052 [Street Encroachment, Various Locations]

Resolution granting revocable permission to Fisherman's Wharf Community Benefit District to occupy a portion of the public right-of-way to install and maintain a way-finding sign (a total of 10 signs) at the following locations: a) on the north side of Beach Street between Powell and Mason Streets, b) on the north side of Beach Street between Mason and Taylor Streets, c) on the north side of Beach Street between Jones and Leavenworth Streets, d) on the north side of Beach Street between Leavenworth and Hyde Streets, e) on the north side of Beach Street at Larkin Street, f) on the west side of Taylor Street between Jefferson and Beach Streets, g) on the west side of Taylor Street between Beach and North Point Streets, h) on the west side of Taylor Street between North Point and Bay Streets, i) on the east side of Leavenworth Street between Jefferson and Beach Streets, and j) on the east side of Hyde Street between Beach and North Point Streets conditioned upon the payment of an annual assessment fee, and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081067 [Approval of one-year extension of professional services contract for the San Francisco Treasurer/Tax Collector for interactive voice response ("IVR") payment services for various City and County Departments]

Resolution approving an extension of up to one-year for a professional services contract for the San Francisco Treasurer/Tax Collector for services to process credit card payment applications on interactive voice response ("IVR") systems for various City and County departments while contract with new vendor is negotiated. (Treasurer-Tax Collector) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – August 5, 2008

Requests Granted

From: Supervisor Alioto-Pier

To: City Attorney

Requesting/Inquiring: To prepare an ordinance requiring all public places, offices, and commercial establishments to secure all appurtenances over 42" height; Drawers and doors of lockers, cabinets and other furnishings or equipment must be adequately secured against opening during an earthquake and spilling contents; All major appliances in work places must be secured to the floor and/or wall to prevent falling over during an earthquake, i.e. boilers, furnaces, water heaters, refrigerators. Anything that would obstruct safe exit from the building should be secured. This would apply to all public places, schools, offices, and commercial establishments.

From: Supervisor Ammiano

To: Director, Department of Public Works

Requesting/Inquiring: The City recently conducted an audit concerning the amount and geographical distribution of trash on our streets. It is evident that the Mission has a disproportionately high number of streets with names appearing in this audit. I appreciate very much that the Director made a point of stopping by my office to discuss the audit's findings, and I look forward to working with him on the DPW's proposed solutions to addressing litter abatement going forward. In the meantime, I would like to know what strategies to this end are currently being pondered by the administration. Additionally, my office has received upwards of 100 phone calls decrying the removal of garbage cans from areas where they are sorely needed. Does the DPW continue to believe that less trash receptacles will lead to litter on the street?

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

295 Buchanan

409 & 1101 Oak

546 Haight

146 Webster

799 Haight

2001 Grove

583 Haight

537 Shrader

701 Shrader

1708 Waller

903 Stanyan

364 Divisadero

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of repaving basketball and tennis courts at Grattan Park at Stanyan/Rivoli/Alma and Shrader Streets.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Phone Switch Boxes

Southwest corner of Scott and Waller

Northwest corner of Frederick and Shrader

Southeast corner of Oak and Fillmore

Southeast corner of Linden and Buchanan

Southwest side of Divisadero and Fell (near DMV)

Northeast corner of Oak and Buchanan

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

UC Campus @ 55 Laguna on the Haight and Buchanan Street sides

Gateway High School, Geary and Scott

1223 Divisadero

816 Divisadero

631 Divisadero

401 Divisadero

968 Page

512 Page

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following public property locations:

Emergency Boxes

Northeast corner of Haight and Buchanan

Fire Hydrants

Northwest corner of Page and Steiner

Southwest corner of Fell and Divisadero

Southwest corner of Buchanan and Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from utility poles at the following locations:

Wood

Southeast corner of Waller and Buchanan
Southeast corner of Fillmore and Hermann
Southeast corner of Linden and Buchanan
Southwest corner of Page and Scott

Metal Poles

787 Divisadero

Northwest corner of Oak and Divisadero
Across the street from 2245 Post Street
Northwest corner of Steiner and Hayes
Northwest corner of Fell and Fillmore
Westside of Stanyan and Waller
Southeast corner of Linden and Buchanan
1756 Waller
Southeast corner of Lasuant and Buchanan
Southeast corner of Shrader and Haight

Bus Shelters

Southeast corner of Haight near Divisadero
Northeast corner of Fillmore and Hermann
Northwest corner of Steiner and Hayes
Southwest corner of Buchanan and Haight
Southwest corner of Divisadero and Geary
Northwest corner of Divisadero and Geary
Northwest corner of Geary and Webster
Southwest corner of Broderick and Hayes

Concrete Overpass

Southwest corner of Geary and Steiner

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner of Fillmore and Post
Southwest corner of Divisadero and Sutter
9th Avenue and Judah (near bus stops)
7th Avenue and Irving (near bus stops)
Northwest corner of Hayes and Fillmore
Southeast corner of Fillmore and Haight

San Francisco Chronicle

Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Irving and 9th Avenue
Irving and 7th Avenue

Southwest corner of Haight and Clayton
Southeast corner of Haight and Masonic
Examiner

Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
SF Daily

Northwest corner of Hayes and Gough
City Star

Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight
SF Weekly

Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore

In Memoriams:

Jeoflin Roh – Supervisors Daly and Mirkarimi

BOARD of SUPERVISORS



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TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
August 12, 2008

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT

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Ordinances

081117 [Zoning - Interim Moratorium on Conversion of Residential Rental Units to Student Housing]

Urgency Ordinance imposing an interim zoning moratorium on the conversion of residential rental units to student housing for 45 days and making required findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081118 [Anti-Blight Ordinance]

Ordinance amending the San Francisco Administrative Code by adding Chapter 81, Sections 81.1 through 81.10, to establish a uniform procedure for enforcement of blight-related provisions of existing municipal code sections and to provide for: additional definition of blight conditions subject to enforcement, administrative penalties for failure to abate blight, summary abatement for certain blighted conditions, an administrative process for contesting the Director's declaration of blight, and civil penalties and injunctive remedies for continuing violations; and making environmental findings. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

081119 [Noise Control Ordinance]

Ordinance amending the San Francisco Police Code by amending Sections 2901, 2902, 2904, 2907, 2908, 2909, 2910, 2916, and 2917, repealing Sections 2903, 2906, 2911, 2912, 2913, 2914, 2915, and 2918, and adding new Sections 2912, 2918, 2920, 2922, 2924, and 2926, to revise the City's noise control regulations, add administrative penalties, and create a noise task force. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

081120 [Ordering vacation of the Ingleside Path]

Ordinance ordering the vacation of the Ingleside Path right-of-way between Ocean Avenue and Corona Street and Urbano and Head Streets subject to reservations of certain utility easements in the vacated area; authorizing the quit claim of the City's interest in the vacated right-of-way pursuant to the terms of the conveyancing documents; declaring such paths abandoned; adopting environmental findings and findings that such actions are consistent with the City's General Plan and the priority policies of Planning Code Section 101.1; and authorizing official acts in connection with this Ordinance. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081121 [Accept-Expend State Grant and Amend Annual Salary Ordinance FY 2008-09 - \$400,000]

Ordinance authorizing the Mayor's Office of Criminal Justice to retroactively accept and expend a grant in the amount of \$400,000 from the California Governor's Office of Emergency Services (OES) for gang violence reduction activities, and amending the Annual Salary Ordinance (ASO) to provide for the creation of certain grant funded positions. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081124 [Prohibiting advertisements for alcoholic beverages on City property]

Ordinance amending the San Francisco Administrative Code by amending Section 4.20, to prohibit advertisements for alcoholic beverages on City property. Supervisor Mirkarimi presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

081125 [Promoting and Sustaining Music and Culture in San Francisco]

Ordinance adding Chapter 90A to the San Francisco Administrative Code to establish a music and culture sustainability policy for City government; provide for development by the Entertainment Commission of a proposal for an on-line permitting system for entertainment-related permits, licenses, and determinations; provide for review by the Entertainment Commission of new criteria for entertainment related permits, licenses, and determinations; establish a process coordinated by the Entertainment Commission for reviewing and possibly revising City Codes to conform to and implement the music and culture sustainability policy; urge the Planning Commission to consider amending the General Plan to conform to and implement that policy; and provide for an annual hearing by the Entertainment Commission to review and make recommendations relating to implementation of that policy. Supervisor Mirkarimi presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

081086 [Public Works Code - annual right-of-way occupancy assessment fee for driveways]

Ordinance amending the Public Works Code by amending Section 716 to establish an annual public right-of-way occupancy assessment fee for the portion of an automobile runway (driveway) that requires modification to the public right-of-way; and making environmental findings Supervisor McGoldrick presented. ASSIGNED to Budget and Finance Committee.

080438 [Prohibiting smoking in enclosed areas, certain unenclosed areas, and sports stadiums]

Ordinance updating findings based on recent studies; amending San Francisco Health Code Sections 1009.20, 1009.21, 1009.22, 1009.23, 1009.25, and 1009.81, and adding Sections 1009.26, 1009.27, 1009.28, and 1009.29, to prohibit smoking in 1) business establishments and bars regardless of whether owner-operated, 2) common areas of multi-unit housing complexes, 3) tourist lodging facilities, 4) tobacco shops, 5) charity bingo games, 6) taxicabs and other motor vehicles for hire, 7) unenclosed dining areas of restaurants, 8) service waiting areas, 9) areas within twenty feet of entrances to private, nonresidential buildings, 10) farmers markets, and 11) vehicles owned by the City and County of San Francisco; establishing obligations for property owners and managers to prevent smoking in prohibited areas, defining secondhand smoke from a business establishment located in a mixed-use residential and commercial building as a nuisance; adding administrative procedures and penalties; deleting criminal penalties; adding provisions for cost recovery and liens; adding provisions for private enforcement of the ordinance, and making conforming changes in the Police Code by repealing Sections 53, 53.1, and 1098, and in the Health Code by repealing Section 1009.24. Supervisors Daly, Mirkarimi, Amiano, Sandoval presented. CALLED FROM COMMITTEE.

080696 [Zoning - New Controls for the North Beach Neighborhood Commercial District, to Limit the Establishment of New Bars and Restaurants and Preserve Basic Neighborhood Services]

Ordinance amending the San Francisco Planning Code by adding new Section 780.3, to create the North Beach Special Use District; amending Section 781.6, to include Limited Financial Services and Business or Professional Services in the North Beach Financial Subdistrict; amending Section 722.1 and the Zoning Control Table in Section 722 to reflect the new controls for the North Beach Neighborhood Commercial District, including limiting the establishment of new bars and restaurants in the North Beach Neighborhood Commercial District in locations occupied by basic neighborhood sales or services, allowing restaurants to obtain liquor licenses if they operate as bona-fide eating places, and prohibiting the establishment of new automated bank teller machines; adding new Section 790.93, to create the new zoning category of Specialty Food, Self-Service; adding new Section 790.142, to create a new definition of Bona Fide Eating Place; amending Section 790.102 to allow general grocery stores to occupy less than 5,000 gross square feet, to modify the definition of specialty grocery stores, and to clarify that off-sale beer, wine and liquor sales are allowed within accessory limits in general and specialty grocery stores; amending Sections 790.34, 790.55, 790.90, 790.91, 780.1, 312, 303, 218.2, 703.2, 803.2, 803.3, 121.2, and 186.1, to reflect the changes created by the new Sections 790.93, 790.102, and 790.142, and to make conforming amendments; amending Sections 710.1, 711.1, 712.1, 713.1, 714.1, 715.1, 716.1, 717.1, 718.1, 719.1, 720.1, 721.1, 722.1, 723.1, 724.1, 725.1, 726.1, 727.1, 728.1, 729.1, 730.1, 731.1, 732.1, 733.1, to refer to new Section 790.93; and adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. Supervisor Peskin presented. ASSIGNED to Land Use and Economic Development Committee.

Resolutions

- 081122 [Vacation of the Ingleside Path]**
Resolution declaring the intention of the Board of Supervisors to vacate the Ingleside Path right-of-way between Ocean Avenue and Corona Street and Urbano and Head Streets; setting the hearing date for all persons interested in the proposed vacation of the street area; and adopting environmental findings and findings that the vacation is consistent with the City's General Plan and the eight priority policies of Planning Code Section 101.1. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081127 [PG&E rate increases]**
Resolution establishing the City's support for affordable rates for PG&E customers and directing the City Attorney and the Public Utilities Commission to participate in PG&E rate proceedings to advocate for reasonable rates. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081128 [FY 2008-2009 California Constitution Appropriations Limit]**
Resolution establishing the appropriations limit for Fiscal Year 2008-09 pursuant to California Constitution Article XIII B. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081129 [60 day extension for Planning Commission review - Mission/Bernal Formula Retail Restricted Use Subdistrict]**
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance amending the San Francisco Planning Code by adding Section 785 to establish the Mission/Bernal Formula Retail Restricted Use Subdistrict and to amend Section 703.3 to prohibit formula retail uses in the Mission/Bernal Formula Retail Restricted Use Subdistrict; amending Sectional Maps SU 07 and SU 11 of the Zoning Map of the City and County of San Francisco to establish the boundaries of the Mission/Bernal Formula Retail Restricted Use Subdistrict; adopting findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081130 [Accept-Expend Federal/State Pass Through Grant - \$11,828]**
Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of \$11,828 from the California State Library as part of the Federal Library Services and Technology Act (LSTA) for reimbursing tuition expenses of library employees pursuing a degree or certificate in library science at an institution of higher education. Supervisor Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081131 [Commendation-Breakthrough Collaborative]**
Resolution commending Breakthrough Collaborative for their work to increase educational opportunities for high-potential, disadvantaged middle school students and inspired gifted college and high school students to pursue careers in education. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081132 [Accept-Expend State grants for food and agricultural projects - \$6,808.90]**
Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend three grants totaling \$6,808.90, two from the California Department of Food and Agriculture (CDFA) and one from the California Department of Pesticide Regulation (CDPR); for the period of July 1, 2008 through June 30, 2009. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Hearings

- 081114 [Hearing - Homicides in the Excelsior]**
Hearing to discuss the Police Department's response to the recent homicides in the Excelsior and address additional Police Department resources being deployed. Supervisor Sandoval presented. RECEIVED AND ASSIGNED to Public Safety Committee.
- 081115 [Hearing - Communities of Opportunity (COO) Program]**
Hearing on the Communities of Opportunity (COO) program. The hearing would inform and educate the Board regarding the successes and challenges of the work and overall strategy. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

081116 [Hearing - Presidio Neighborhood Representative Work Group Report]

Hearing on the Presidio Neighborhood Work Group. Per Resolution 258-08, the Presidio Neighborhood Work Group was established to develop comments on the Presidio Trust Management Plan and Supplemental Environmental Impact Report and to develop a report on the planning actions by the Presidio Trust. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

PROPOSED ORDINANCES

081074 [Changing the official sidewalk width - Harrison Street]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1581 to change the official sidewalk width on the north side of Harrison Street east of Fourth Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both of facilities affected by the sidewalk width change. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081078 [Personal Wireless Service Facilities Site Permits]

Ordinance amending the San Francisco Administrative Code by amending section 11.9 to: (1) establish new standards for review by the Planning Department and the Recreation and Park Department of applications for personal wireless service facilities site permits; (2) establish the right to protest the grant or denial of applications for personal wireless service facilities site permits; (3) authorize the Department of Public Works to establish certain requirements for all applications for personal wireless service facilities site permits; (4) change certain fees applicable to personal wireless service facilities site permits; (5) extend the term of personal wireless service facilities site permits; and (6) make specified technical changes to the application process and requirements for personal wireless service facilities site permits. (Public Works Department) . ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

081071 [Approval of CPMC Lease Termination Agreement at One South Van Ness Avenue]

Resolution approving a Lease Termination Agreement between the City, as landlord, and CPMC, as tenant, for approximately 127,638 square feet of office space on the 4th and 8th floors of One South Van Ness Avenue, and the subsequent occupancy of the 4th floor space by the Department of Human Resources and the 8th floor space by the Municipal Transportation Agency. (Real Estate Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081072 [Authorizing the Sheriff to execute contracts with the State and accept and expend funds associated with a Secure Reentry Program Facility]

Resolution authorizing the Sheriff's Department to execute contracts with the California Department of Corrections and Rehabilitation (CDCR) and accept and expend funds associated with the contracts. The purpose of the contract is to establish a pilot San Francisco County Secure Reentry Program Facility (SRPF) that will provide up to 12 months of intensive, in-custody evidence based reentry programming which will address the offender's underlying employment, mental health and substance abuse issues. This will be followed by 12 months of accountability based out-of-custody reentry programming. (Sheriff) . RECEIVED AND ASSIGNED to Public Safety Committee.

081073 [Approving Modification to the Cooperative Agreement between the Treasure Island Development Authority and the U.S. Navy]

Resolution approving and authorizing the Treasure Island Development Authority to enter into a Modification to the Cooperative Agreement with the U.S. Navy to extend the Cooperative Agreement from October 1, 2008 to September 30, 2009. (Treasure Island Development Authority) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081075 [Airport Concession Lease]

Resolution approving the Boarding Area "F" Pharmacy, Health and Beauty Store Lease between Harmony Pharmacy and Health Center, Inc. and the City and County of San Francisco, acting by and through its Airport Commission.. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081077 [Approval of Mental Health Services Act (MHSA) FY08-09 Annual Community Services and Supports Plan Update]

Resolution authorizing adoption of the Mental Health Services Act Fiscal Year 2008-2009 Annual Community Services and Supports (CSS) Plan Update and modification of Contract No. 07-77338-000 to include this Annual Update in the agreement. (Public Health Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081079 [Amendment to Leases of Real Property at 3120 Mission and 3425 Cesar Chavez Streets]

Resolution authorizing the Amendment to Leases at 3120 Mission and 3425 Cesar Chavez Streets for the Department of Human Services. (Real Estate Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – August 12, 2008

Board Minutes for July 8, 2008, July 15, 2008, July 16, 2008 and July 22, 2008 approved.

Requests Granted

From: Supervisor McGoldrick

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney draft a Charter Amendment to prohibit the use of MUNI's funds for staff positions in the Mayor's Office.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

299 Webster

1801 Fulton

237 Scott

1052 Oak

501 Fell

480 Fell

214 Pierce

510 Steiner

1351 Fulton

485 Scott

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Phone Switch Boxes

Southwest corner of Fell near Divisadero

Southeast corner of Broderick and McAllister

Northeast corner of Oak and Broderick

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from utility poles at the following locations:

Wood

1680 Fulton

Fire Box

Southeast corner of Fulton and Scott

Metal Poles

Northwest corner of Divisadero and Golden Gate

Northwest corner of Golden Gate and McAllister

Concrete Poles

Southwest corner of Pierce and Oak

Southeast corner of Pierce and Oak

Garbage Cans

Northwest corner of Polk and Webster

North side of Clayton and Fulton

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner of Fillmore and Post

Southwest corner of Divisadero and Sutter

9th Avenue and Judah (near bus stops)

7th Avenue and Irving (near bus stops)

Northwest corner of Hayes and Fillmore

Southeast corner of Fillmore and Haight

San Francisco Chronicle

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Irving and 9th Avenue

Irving and 7th Avenue

Southwest corner of Haight and Clayton

Southeast corner of Haight and Masonic

Examiner

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

SF Daily

Northwest corner of Hayes and Gough

City Star

Northwest corner of Hayes and Gough

Southeast corner of Fillmore and Haight

SF Weekly

Southeast corner of Masonic and Haight

Southeast corner of Haight and Fillmore

In Memoriams:

Martin "Marty" Bonney – Entire Board

Harriet Elaine Brooks – Supervisor Mirkarimi

William Bass – Supervisors Mirkarimi and Maxwell

Maryann LaMere – Supervisor McGoldrick

Ellen L. Wolfe – Supervisor Alioto-Pier

Martha Haywood – Supervisor Elsbernd

Kathleen M. Eimil – Supervisor Elsbernd

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
September 9, 2008

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

SEP 11 2008

SAN FRANCISCO
PUBLIC LIBRARY

Introduced by Supervisors or Mayor

Ordinances

071649 [Zoning - Entertainment Uses]

Ordinance amending Sections Tables 810, 811 and 812 102.17, 790.38, and Section 890.37 of the San Francisco Planning Code to define three types of entertainment use based upon size and other factors; amending Sections 1060, 1060.1, 1060.3, 1070, 1070.1 and 1070.3 of the San Francisco Police Code to define the three types of entertainment use authorized by the Planning Code and to require an application and the permit for a place of entertainment or extended-hours activity to specify one of the three types of entertainment use; adopting findings, including environmental findings and findings required by Section 302 of the Planning Code. Supervisor Peskin presented. SUBSTITUTED.

081190 [Elections for the Retiree Health Trust Fund Board, San Francisco Employee Retirement System Board and Health Service System Board]

Ordinance amending the San Francisco Administrative Code by amending sections 16.550-16.561 and 16.563-16.564, and adding Sections 16.553-1, 16.553-2 and 16.565, and amending San Francisco Campaign and Governmental Conduct Code by adding section 3.1-268, to allow for Retiree Health Trust Fund Board elections and making minor revisions to existing San Francisco Retirement System and Health Service System election procedures. Supervisor Elsbernd presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

081193 [Prohibiting Sale of Tobacco Products on Property Owned By or Under the Control of the City and County of San Francisco]

Ordinance amending the San Francisco Health Code by adding Article 19K, Sections 1010 through 1010.4, to prohibit sales of tobacco products on property owned by or under the control of the City and County of San Francisco. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

081196 [Appropriating \$40,520,000 2008 Clean and Safe Park Bond proceeds for capital improvements for the Recreation and Park Department and Port Commission in Fiscal Year 2008-2009]

Ordinance appropriating \$40,520,000 of 2008 Clean and Safe Park Bond sale proceeds fund the improvement and construction at various recreation and park facilities, including \$36,875,562 in the Recreation and Park Department and \$3,644,438 in the Port Commission for Fiscal year 2008-2009. Supervisors Peskin, Elsbernd presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081197 [Transfer of Real Property - 575 Polk Street]

Ordinance authorizing the transfer of responsibilities for the court facilities at 575 Polk Street and the agreement to make ongoing payments of fixed court facility payments equal to \$323,132.00 per year, adjusted by an inflation index, to the State of California pursuant to such transfer. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 081198 [Transfer of Real Property - 400 McAllister Street]**
Ordinance authorizing the transfer of responsibilities and the future transfer of fee interest in the court facility located at 400 McAllister Street and the agreement to make ongoing payments of fixed court facility payments equal to \$955,022.00 per year, adjusted by an inflation index, to the State of California pursuant to such transfer. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081199 [Medical Cannabis Act Revisions]**
Ordinance approving amendments to the Medical Cannabis Act to clarify that a medical cannabis dispensary shall be a cooperative or collective and shall operate as a non-profit. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.
- 081200 [Appropriating \$51,336,923 of revenue for the Laguna Honda Hospital Replacement Project in the Department of Public Works for Fiscal Year 2008-09]**
Ordinance appropriating \$25,611,567 of Tobacco Settlement Revenues and \$25,725,356 of the 1999 Laguna Honda Hospital General Obligation Bond Proceeds Interest Earnings from the 2005A, 2005B, 2005C, 2005D, and 2005I Series for the Laguna Honda Hospital Replacement Project in the Department of Public Works for Fiscal Year 2008-2009. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081202 [Interim Zoning Requiring Conditional Use Authorization for Change in Use or Reduction of 15,000 square feet or more of Recreational Space]**
Resolution imposing interim zoning controls establishing a requirement for conditional use authorization for a change in use or reduction in size of any recreational space of 15,000 square feet or more including indoor or outdoor facilities for a six (6) month period and making a determination of consistency with the priority policies of Planning Code Section 101.1. Supervisor Daly presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081203 [Appropriating \$13,022,292 of State Proposition 42 and Proposition 1B revenue for road maintenance projects in the Department of Public Works for Fiscal Year 2008-2009]**
Ordinance appropriating \$11,756,665 of FY 2008-09 Proposition 42 State Funds and \$1,265,627 of additional FY 2007-08 Proposition 1B State Funds for road maintenance and resurfacing projects in the Department of Public Works for Fiscal Year 2008-2009. The department will use the bond funds from the State to implement Bureau of Street and Sewer Repair road maintenance and resurfacing projects at various locations. Supervisor Elsbernd presented..

Resolutions

- 081178 [Declaring September 2008 as Reentry Month]**
Resolution Declaring the Month of September 2008 as Reentry Month in the City and County of San Francisco. Supervisor Mirkarimi presented. ADOPTED.
- 081184 [Urging the State of California to amend the Vehicle Code regarding disabled parking placards]**
Resolution urging the State of California to amend the Vehicle Code to raise fines for counterfeit or misuse of disabled parking placards, strengthen criteria for disabled parking placards eligibility, and requiring photo identification of disabled placard user on placard. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 081185 [Renewing commitment against litter in San Francisco]**
Resolution urging the Department of Public Works to evaluate current street conditions and investigate why, with all the ordinances that prohibit litter and reward whistleblowers, with all the trash receptacles available, and with all the previous "Clean Streets" campaigns, the streets of San Francisco are still filthy in many areas throughout our City. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 081186 [Accept-Expend Regional Grant, Airport Commission - \$1,399,709.57]**
Resolution authorizing the Airport Commission to accept and expend three (3) grants totaling \$1,399,709.57 from the Bay Area Air Quality Management District (Air District) for acquisition of clean air vehicles and emissions control equipment by Airport transportation operators. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 081187 [Accept-Expend Federal Grant for Emergency Planning - \$175,783]**
Resolution authorizing the Department of Emergency Management (DEM) to accept and expend retroactively a grant in the amount of \$175,783 from the Federal Emergency Management Agency (FEMA), through the California Governor's Office of Emergency Services (state OES), for emergency planning for at-risk and vulnerable populations, for the period July 1, 2008 through June 30, 2009. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 081188 [Approval of Port Lease for Portco, Inc. at 360 Jefferson Street, Fisherman's Wharf]**
Resolution approving Port Commission Lease No. L-14564 with Portco, Inc, for a ten (10) year term and one five (5) year extension option for certain real property located at 360 Jefferson in the Fisherman's Wharf area of the City and County of San Francisco. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081189 [Accept and Expend Grant - To support the STD Surveillance Network - \$225,000]**
Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend funds from the Centers for Disease Control & Prevention (CDCP) in the amount of \$225,000 to support the STD Surveillance Network; for the period of September 30, 2008 through September 29, 2009. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 081191 [Opposing renewal of wastewater discharge permit for Potrero Power Plant Unit 3]**
Resolution establishing City policy opposing renewal of the wastewater discharge permit for Mirant's Potrero Power Plant Unit 3 and urging the San Francisco Bay Regional Water Quality Control Board to decline to issue a permit extension. Supervisors Maxwell, Duffy, Peskin, Daly presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081192 [Accept-Expend Federal Grant - \$2,280,000]**
Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of \$2,280,000 from the United States Department of Commerce, Economic Development Administration, for environmental investigation and hazardous materials abatement at the Port of San Francisco, Pier 70. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081194 [Supporting Goals for Federal Funding-Community Development Block Grant]**
Resolution supporting Fiscal Year 2009-2010 Community Development Block Grant (CDBG) Action Plan Goals. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081201 [Contract between the Department of Public Health and San Francisco Community Health Authority to provide universal health insurance services for San Francisco children and young adults]**
Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to enter into a contract amendment between the City and County of San Francisco and the San Francisco Community Health Authority to provide universal health insurance services for San Francisco children and young adults aged 0 through 18 and young parents aged 19 through 24 for the new period of July 1, 2007 through June 30, 2009 in the amount of \$19,486,273. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081206 [90 day extension for Planning Commission review - The Metro Theatre]**
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a proposed Resolution that would initiate the designation of The Metro Theatre, 2055 Union Street, Lot 018 in Assessor's Block 0541, as a landmark pursuant to Section 1004.1 of the Planning Code. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081207 [Accept and Expend State Grant - Funding two Environmental Health programs - \$8,250]**
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a new grant in the amount of \$8,250 from the California Department of Food and Agriculture (CDFA) funding two programs, the Petroleum Products Compliance program and the Weighmaster Enforcement Program; for the period of July 1, 2008 through June 30, 2009. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081208 [Sea Otter Awareness Week - September 21-27, 2008]

Resolution declaring September 21-27, 2008 Sea Otter Awareness Week in San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081209 [Accept and Expend State Grant - To support pest exclusion activities - \$47,731.06]

Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend a grant in the amount of \$47,731.06 from the California Department of Food and Agriculture (CDFA) to support the Light Brown Apple Moth Program; for the period of July 1, 2008 through June 30, 2009. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081210 [Grant to fund a study through the HIV Prevention Section, Department of Public Health - \$13,242]

Resolution authorizing the San Francisco Department of Public Health (DPH), to accept and expend retroactively a grant in the amount of \$13,242 from the Public Health Foundation Enterprises (PHFE), the primary contractor, with funds from the National Institutes of Health, to support a study entitled "Aripiprazole Treatment for Methamphetamine Using MSM;" for the period of August 1, 2008 through July 31, 2009. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081211 [Grant funds to support worker health and safety - \$7,580]

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$7,580 from the University of California, Berkeley for year two of a project entitled "Worker Health and Safety in Chinatown Restaurants," for the period of September 1, 2008 through August 31, 2009. Supervisor Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081212 [Extended Producer Responsibility Framework]

Resolution urging the California State Legislature to enact legislation based on the Extended Producer Responsibility Framework policy adopted by the California Integrated Waste Management Board that will shift costs and responsibilities for waste management from local governments to the producers of products and incentivize product redesign. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081213 [Celebrating the success of the Outside Lands Music and Arts Festival]

Resolution commending Another Planet Entertainment, Superfly Presents, Starr Hill Presents, the Recreation and Park Department, the Mayor's Office, the San Francisco Bicycle Coalition, the San Francisco Police Department, the Municipal Transportation Agency, the Department of Public Works, and the Department of Parking and Traffic for the outstanding success of the Outside Lands Music and Arts Festival. Supervisor Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081214 [Health plans that provide health insurance coverage to San Francisco employees to provide comprehensive smoking cessation benefits]

Resolution urging all health plans that provide health insurance coverage to employees in the City and County of San Francisco to offer comprehensive smoking cessation benefits. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081004 [Interim Controls On Major Rights of Way Along and Near the Southern 19th Avenue Corridor]

Resolution adopting more restrictive interim controls for a period of eighteen months that would require conditional use authorization for new residential developments over 20 units or for new commercial or retail developments over 50,000 square feet on both sides of the following rights of way along and near the Southern 19th Avenue Corridor: commencing at Lake Merced Boulevard where it begins at the County line, north along Lake Merced Boulevard to Sloat Boulevard, east along Sloat Boulevard to 19th Avenue, north along 19th Avenue to Taraval Street, east on Taraval Street to Claremont, south on Claremont to Portola, southwest on Portola to Junipero Serra Boulevard, and south on Junipero Serra Boulevard to the County line; adopting environmental findings and a determination of consistency with the priority policies of Planning Code Section 101.1. Supervisor Elsbend presented. ASSIGNED to Land Use and Economic Development Committee.

081005 [19th Avenue Cumulative Impact Study]

Resolution urging the Planning Department and Municipal Transportation Authority to conduct, and continually update, a comprehensive cumulative transportation impact study encompassing all the reasonably foreseeable developments along the 19th Avenue corridor from 19th Avenue and Vicente south to the county line, and expressing the Board of Supervisors' intent that individual environmental reviews of any projects along this corridor must incorporate this on-going and comprehensive cumulative impacts analysis to be considered adequate. Supervisors Elsbernd, Chu presented. ASSIGNED to Land Use and Economic Development Committee.

Requests for Hearing

081179 [Report of the Blue Ribbon Panel on the Future of St. Luke's Hospital]

Hearing on the report of the Blue Ribbon Panel on the Future of St. Luke's Hospital. Supervisors Alioto-Pier, Ammiano presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

081180 [Violence in the Mission]

Hearing to get an update from relevant city departments on the progress being made or lack thereof in our efforts to address the epidemic of violence in the Mission. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Public Safety Committee.

081182 [Procedure in place to track leases and/or permits between the City and County of San Francisco and third parties for use of city property]

Hearing on the procedure in place to track leases and/or permits between the City and County of San Francisco and third parties for use of city property, and to explore best practices for tracking permits, payments, negotiations and other pertinent details. This would include not only covering the responsibilities of the Department of Real Estate, but also the actions of Enterprise Departments who enter into such agreements independently of the City, and the subsequent centralized reporting requirements of the Enterprise Departments. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081183 [Long-term care in the City and County of San Francisco]

Hearing to investigate the state of long-term care in the City and County of San Francisco, with a dedicated presentation from the Long Term Care Coordinating Council, and discussion of the allocation of the City's resources, including the operational savings produced by the down-sizing of Laguna Honda Hospital. Supervisor Peskin presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Motion

081195 [Directing the Budget Analyst to evaluate capital projects]

Motion directing the Budget Analyst to conduct an evaluation of capital projects in San Francisco, specifically focusing on fiscal and timing issues, including identification of unencumbered or unexpended funds, over expenditures of funds, including an analysis of change orders, required extensions of projects and other related issues. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED ORDINANCES

081152 [Approving General Plan Amendments Related to the Eastern Neighborhoods Area Plans - the Mission, East SoMa, Showplace Square/Potrero Hill and Central Waterfront Area Plans]

Ordinance amending the San Francisco General Plan by adding four new area plans, entitled the Mission Area Plan, the East South of Market (East SoMa) Area Plan, the Showplace Square/Potrero Hill Area Plan and the Central Waterfront Area Plan and approving General Plan amendments to implement the four aforementioned Eastern Neighborhoods Area Plans by amending the Commerce and Industry and Recreation and Open Space Elements, the Land Use Index, and the South of Market, Northeastern Waterfront, and Central Waterfront Area Plans; making environmental findings and findings that the proposed amendments are consistent with the General Plan and the eight priority policies of the Planning Code Section 101.1. (Planning Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081153 [Planning Code amendments for the Eastern Neighborhoods Area Plans]

Ordinance amending the San Francisco Planning Code by adding and amending various sections to implement the four Eastern Neighborhood Area Plans comprised of the East SoMa, the Mission, the Showplace Square/Potrero Hill, and the Central Waterfront Area Plans; adopting in-lieu fees for on-site open space, trees, and affordable housing; adopting the Eastern Neighborhoods impact fee subject to certain restrictions; and making various findings, including environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. (Planning Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081154 [Zoning Map Amendments in connection with the Eastern Neighborhoods Area Plans]

Ordinance amending Zoning Map Sheets ZN01, ZN07, ZN08, HT01, HT07, HT08 and SU08 of the City and County of San Francisco Planning Code with revised use districts and height and bulk districts within the four Eastern Neighborhoods Planning Areas comprised of the East South of Market, Mission, Showplace Square/Potrero Hill and Central Waterfront Area Plans; and creating three special use districts for Life Science and Medical Special Use District bounded generally by Mariposa Street to the north, Illinois Street to the West, Iowa Street to the East, and 23rd Street to the South, for Innovative Industries Incubator Special Use District bounded generally by 3rd Street to the West, Illinois Street to the east, 20th Street to the north and 23rd Street to the South, for 16th Street Retail Special Use District bounded generally by Capp Street to the East, San Bruno Avenue to the West, 15th Street to the North and 17th Street to the South; and making various findings, including CEQA findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081155 [Eastern Neighborhoods Area Plans - monitoring program]

Ordinance amending the Administrative Code Chapter 10E to establish the Eastern Neighborhoods Monitoring Program for purposes of reviewing the effectiveness of the Eastern Neighborhoods Area Plans and implementation of specified improvements; and adopting environmental findings. (Planning Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081160 [Appropriating \$86,367,000 of Bond revenue and adopting environmental findings for Crystal Springs Bypass Tunnel at the Public Utilities Commission for Fiscal Year 2008-2009]

Ordinance appropriating \$86,367,000 of Proceeds from Sale of Bonds for the Water System Improvement Program's (WSIP) construction of the Crystal Springs Bypass Tunnel Project at the San Francisco Public Utilities Commission for Fiscal Year 2008-2009, placing the entire appropriation on Controller's reserve pending the sale of bonds, and adopting environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Mayor) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081161 [Mission Bay North-Acceptance of Land and Improvements for Block N2]

Ordinance accepting the Mission Bay Block N2 Public Improvements on Third, Fourth, Berry, and King Streets; approving the dedication of the strips of land along the west side of Third Street, East Side of Fourth Street, North side of Berry Street and South Side of King Street for right-of-way purposes; designating street grades and sidewalk widths; accepting the irrevocable offer for the acquisition facilities for public use and maintenance purposes; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code Section 101.1, and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 177,778; and authorizing official acts in connection with this ordinance. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

081109 [Emergency contract to design, furnish, and install microwave system communication equipment along Hetch Hetchy]

Resolution approving an emergency public work contract under San Francisco Administrative Code section 6.60, to design, furnish, and install a new microwave radio system for Hetch Hetchy. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081110 [Authorizing the Sheriff's Department to amend its contract with ARAMARK Correctional Services, LLC, for Jail Food Services]

Resolution authorizing the Sheriff's Department to enter into a second amendment to the agreement between the City and County and ARAMARK Correctional Services, LLC, to increase the contract amount from \$15.2 million to an amount not to exceed \$27.0 million and to extend the contract term to June 30, 2010. (Sheriff) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 081111 [Approval of the Ryan White HIV/AIDS Treatment Modernization Act grant application]**
Resolution authorizing the San Francisco Department of Public Health (DPH) to submit an application for the San Francisco Eligible Metropolitan Area (EMA) by the deadline of September 29, 2008, requesting a total amount of \$36,118,233, to the Health Resources Services Administration (HRSA) to continue to receive funding for the Ryan White HIV/AIDS Treatment Modernization Act Grant (Ryan White Programs, Part A); for the next grant year, March 1, 2009 through February 28, 2010. (Public Health Department) Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 081141 [Contract between the Department of Public Health and Accordis, Inc. to provide retroactive claiming of aged accounts services]**
Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to execute a contract between the City and County of San Francisco and Accordis, Inc. to provide retroactive claiming of aged accounts services for the period of July 1, 2008 through June 30, 2012.. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081142 [Contract between the Department of Public Health and Triage Consulting Group to provide retroactive claiming of aged accounts services]**
Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to execute a contract between the City and County of San Francisco and Triage Consulting Group to provide retroactive claiming of aged accounts services for the period of July 1, 2008 through June 30, 2012.. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081151 [Easement Deed and findings related to the SFPUC's New Crystal Springs Bypass Tunnel water infrastructure project]**
Resolution adopting findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations related to the New Crystal Springs Bypass Tunnel Project; making findings of consistency with the General Plan and priority policies of Planning Code Section 101.1; and authorizing and approving the execution, delivery and acceptance of an Easement Deed from the County of San Mateo granting to City certain easement rights in real property located beneath and adjacent to portions of Polhemus Road in San Mateo County. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – September 9, 2008

Board Minutes for July 29, 2008 and August 5, 2008 approved.

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Phone Switch Boxes

- Southwest corner Fell near Divisadero
- Southeast corner of Broderick and McAllister
- Northeast corner of Oak and Broderick

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

Potholes

- Sinkhole on Waller and Fillmore (on the Westside of Waller Street near crosswalk) This has been fix two times and the problem is getting worse
- 484 Waller

Garbage Cans

- Northeast corner Grove Buchanan
- Northeast corner Scott and Waller
- Northeast corner of Haight and Fillmore
- Northeast corner of Haight and Buchanan

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

- 495 Scott
- 295 Buchanan
- 1213 Fell
- 1116 Fell
- 1052 Fell
- 51 Laguna (Haight Street side)
- 485 Scott
- 421 Scott
- 227 Buchanan
- 445 Haight
- 563 Haight

- 501 Haight
- 1108 Haight
- 1419 Fulton
- 841 Scott
- 630 Haight
- 999 Oak

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Wood

- Southeast corner Grove and Laguna
- 1305 Fulton

Metal Pole

- Northeast corner Divisadero and Hayes
- Southeast corner McAllister and Pierce
- Northeast corner Grove and Fulton
- Southwest corner of Fulton and Fillmore

Mailboxes

- Northwest Octavia and Haight
- Southwest McAllister and Broderick
- Northeast Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

- Southeast corner of Fillmore and Post
- Southwest corner of Divisadero and Sutter
- 9th Avenue and Judah (near bus stops)
- 7th Avenue and Irving (near bus stops)
- Northwest corner of Hayes and Fillmore
- Southeast corner of Fillmore and Haight

San Francisco Chronicle

- Northwest corner of Fillmore and Hayes
- Southeast corner of Haight and Fillmore
- Irving and 9th Avenue
- Irving and 7th Avenue
- Southwest corner of Haight and Clayton
- Southeast corner of Haight and Masonic

Examiner

- Northwest corner of Fillmore and Hayes
- Southeast corner of Haight and Fillmore

SF Daily

- Northwest corner of Hayes and Gough
- City Star

- Northwest corner of Hayes and Gough
- Southeast corner of Fillmore and Haight

SF Weekly

- Southeast corner of Masonic and Haight
- Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

Fire Hydrants

- Northeast corner of Pierce and Haight

Emergency Box

- Northeast corner of Grove and Octavia

Utility Boxes

- Northeast corner Pierce and Waller
- Southwest corner Broderick and Fulton
- Northwest corner Golden Gate and Pierce
- Southwest corner Page and Steiner
- Southwest corner Steiner and Haight
- 1105 Oak (across the street from this address on the North side)

From: Supervisor Chu

To: Director, Public Utilities Commission

Requesting/Inquiring: Inquiring to the Public Utilities Commission as to notification procedure and timeline when water pipes break or during emergency situations resulting in water stoppage or brown water for residents and businesses.

Please report on feasibility of timely automated telephone calls to residents and businesses impacted by water disruptions, and also frequency of water disruptions and the number of residents/businesses affected by these disruptions in the past year.

From: Supervisor Chu

To: Director, Recreation & Parks Department

To: Director, Department of Public Works

To: Chief, Police Department

To: Director, Municipal Transportation Agency

To: Director, 311

To: Director, Office of Economic and Workforce Development

Requesting/Inquiring: Requesting the Recreation & Parks Department, Department of Public Works, Police Department, Municipal Transportation Agency, 311, and the Office of Economic and Workforce Development as to impacts of the Outside Lands Music Festival that took place in Golden Gate Park from August 22 – 24.

Report should include information on total revenue generated from event and what the City will be receiving, number of participants, cost recovery, number complaints made by neighbors, number of traffic or vehicular problems, and impact on Golden Gate Park and surrounding neighborhoods in terms of cleanliness and traffic flow.

Request also includes inquiry as to feasibility of holding Recreation & Parks Commission meetings in neighborhood(s) that may be impacted by future events.

From: Supervisor Ammiano

To: City Administrator

Requesting/Inquiring: Requesting the City Administrator to report on the start date for the Municipal ID Card.

From: Supervisor Alioto-Pier

To: Director, Department of Public Works

Requesting/Inquiring: Requesting DPW to postpone new mechanical street sweeping schedule for 90 days to allow for public comment and analysis.

While it is understood that the Board of Supervisor did approve the reduction of mechanical street sweeping service in residential neighborhoods, there was no indication at that time of the magnitude of negative response from the residents of the affected areas. I request that DPW postpone the new schedule for 90 days to allow the public to fully review and discuss these changes and evaluate the impact on their neighborhoods, and give DPW time to study other alternatives.

From: Supervisor Alioto-Pier

To: Director, Municipal Transportation Agency

Requesting/Inquiring: Requesting follow-up on recommendations made by the 2007 Civil Grand Jury Report on Abuse of Disabled Parking Placards.

Five of the seven recommendations made by the Civil Grand Jury in the 2007 report, five were addressed to the Municipal Transportation Agency. How many of those recommendations have been implemented, and what has been the result?

From: Supervisor Ammiano

To: District Attorney

To: City Attorney

To: Mayor's Office
To: All City Departments
Requesting/Inquiring: Inquiring to the District Attorney, City Attorney, Mayor's Office, and All City Departments.

I had a very constructive meeting yesterday with Chief and her Command Staff, together with the Mission Community Response network. We discussed how the SFPD and the CBOs would need to coordinate and share information in the future. My office will continue to facilitate this dialogue until an appropriate level of coordination has become institutionalized the norm amongst all sides of the violence prevention community, community and law enforcement.

In the last few days, we have heard from an alarming number of constituents that the extra officers deployed to patrol the Mission have been on Mission Street, posted in front of locales like the "Foreign Cinema", and Valencia Street bars where little gang violence is known to occur.

Perceptions like these do not help the department's image or efforts to build the prerequisite trust with the community necessary in order to prevent violence and pursue investigations to a fruitful conclusion. Whats more, many officers were assumed to be newer recruits, if for no other reason than who they decided to stop, question, and search. This judgement may have been made in error, but I would like to know who, demographically speaking, from the department has been deployed.

In less turbulent times, Mission station, which has the highest volume of calls of any precinct in the City, has had a staff of 160 officers. Now it has only between 105-110 at any given time. This level of staffing is plainly inadequate. Some precincts without doubt require more staffing than others. We need 50-60 more officers now. There is uniform agreement amongst my constituents that a redeployment of the SFPD's forces to the Mission must happen, and must be sustained for the foreseeable future.

I will not tolerate an abandonment of the Mission after a few days or weeks of what may be relative calm. The current levels of staffing simply do not insure an acceptable level of safety in the Mission. What sort of redeployment does the Chief envision going forward?

The original promise from the Mayor's office with regard to the installation of a Shotspotter gunfire detection system in the Mission was that one would be deployed within 60 days of a efficacy test of existing systems. We are now very long overdue. When exactly will the system be installed and what area exactly will it cover?

To the Office of the District Attorney and the SFPD, please explain the disturbing lack of suspects, arrests, and thus successful prosecutions with respect to violence in the Mission.

To the City Attorney, I have been supportive of the gang injunction because it seemed to hold the potential to reduce violence in the Mission. This has not happened yet. Please explain how the injunction has positively impacted the plague of violence in the Mission, and what its future prospects are.

Over the next week, I will be working with the Controller's Office, our Budget Analyst, violence prevention advocates in the community, and the law enforcement to secure any and all necessary funding to ensure that City government and its community partners are appropriately equipped to address the ongoing violence in the Mission.

Additionally, I will be looking for

- money for neighborhood Rec Centers to be open at night
- for more access to vans used by CBOs to provide safe passage out of harm's way to the youth of the Mission
- and a progress report on what drastic and needed changes have been made, since the audit I commissioned, to the City's previously lackluster Workforce development programs, and how workforce development will be retooling its efforts to train the Mission's young people for jobs.

This City has a 6.2 billion dollar budget, and the matter securing money to address violence in the Mission is one of priorities, not of available funds. There are a wide array of things the City currently spends money on which, under the circumstances, should obviously be prioritized as less urgent than the dedication of any and all resources to confronting the tide of violence in the Mission.

From: Supervisor Alioto-Pier

To: Office of the Legislative Analyst

Requesting/Inquiring: Requesting to Legislative Analyst to report on impact of Department of Public Works decision to cut street sweeping from once a week to twice a month in many residential neighborhoods, affecting about 8,500 City blocks. Analysis of impacts should address potential loss in revenue generated from parking fines for street cleaning days, impact of abandoned vehicles left on streets for longer periods, and overall loss of revenue versus anticipated savings from reduction in street sweeping services. Requesting a in-depth analysis by scheduled hearing on changes for street sweeping in residential neighborhood.

From: Supervisor Maxwell

To: General Manager, Public Utilities Commission

Requesting/Inquiring: SEE DETAILED LETTER ATTACHED



SOPHIE MAXWELL

蘇菲妮亞(蘇菲)·馬克斯韋爾

September 9, 2008

Ed Harrington, General Manager
San Francisco Public Utilities Commission
1155 Market Street
San Francisco, CA 94103

Dear Mr. Harrington,

On Monday, August 11th, the Land Use and Economic Development Committee of the Board of Supervisors held a hearing on CH2MHill's study of the feasibility of retrofitting Mirant Potrero units 4, 5, and 6. Thank you for your participation in that hearing, and for your willingness to help the committee get answers to the questions that arose from the discussion. To date, I have not yet received any information responding to those questions. This letter of inquiry outlines the committee's major questions and concerns. Given the PUC has had nearly one month to research and report back, the committee requests written responses to these questions no later than September 22nd.

1. What conditions will be placed on the construction and operation of the repowered Mirant peakers and by whom?
2. What entity will monitor and enforce any conditions adopted for construction and operation of the repowered Mirant peakers? Will that entity have the same expertise and capacity for such enforcement that the CEC has?
3. What is the record of performance of the Pratt & Whitney Twin-Pacs? Please provide this information.
4. The feasibility report says that its conclusions are based on data from "similar units". Please identify projects where Pratt and Whitney Twin-Pacs have been repowered in the United States. What has been the reliability of these repowered units? What has been the permitted emission rate for these units and the record of the units in meeting their permitted limit? Please note the age and condition of the units prior to the retrofit.
5. Please provide information on the reliability of Potrero 4, 5, and 6 as compared to the average reliability of other plants within the CAISO system in the past five years. Please include information on
 - starting reliability,
 - starting time from cold to full load and
 - hours of unavailability.

6. What is the condition of the equipment at Potrero 4, 5 and 6 that will remain after repowering? (ie, the equipment that will not be rebuilt or replaced)
7. Do you expect repowering to affect the reliability of the units? If so how and why?
8. What do you expect the ongoing operation and maintenance costs to be for Potrero 4, 5 and 6? What is your expectation based on?
9. Do you have information on the operation and maintenance costs for other repowered Pratt and Whitney twin pacs? Please provide any such information and any information that you have to support your estimates of ongoing operation and maintenance costs.
10. Please provide estimates for the costs associated with the mitigation measures promised as part of the city CT project.
11. On page 19, the study indicates that the cost of permitting would be approximately \$500,000. What is the basis for this estimate? What was the total cost of obtaining permits for the SFO combustion turbine?
12. According to the CAISO, how many hours would the repowered Potrero 4, 5, and 6 have to be permitted for?
13. On page 15, the report indicates that with liquid fuel firing the emissions after SCR/CO catalyst would be 5 ppm for NOx and 10 ppm for CO. In what circumstances do you envision liquid fuel firing?
14. The Report states that units 4, 5, 6 are exempt from Title IV acid rain program—has this exemption been verified yet?
15. The report assumes that the repowered Potrero 4, 5 and 6 will use potable water. Is this consistent with SFPUC policy? What would be the added project costs if the units used recycled water?
16. How much water will the repowered Potrero 4, 5 and 6 use?
17. It appears from the report that there will be significant disturbance of soil to effect the repowering of Potrero 4, 5 and 6. For example, on page 4, it indicates that major equipment is anticipated to require pile foundations. Has there been any investigation of whether contaminated soils will be encountered and how the disturbance of contaminated soil will be addressed?

18. The information provided in the feasibility study on the efficiency of the units is unclear. On page 15, it states that the heat rate will be 13,000 BTU/KWh@LHV. This number appears low. How was it derived and what is the heat rate for HHV?
19. The SFPUC comparison of the repowered Potrero 4, 5 and 6 and the City's combustion turbine project indicates a heat rate of 13,300 BTU/kwh. Is this LHV or HHV?
20. The feasibility report says that 4, 5, 6 have a "short start-up time". What is the start-up time?
21. Does Mirant have an agreement with the ISO for cost recovery of this retrofit? If so, what are the terms and conditions of that agreement?
22. What is the current annual cost of Potrero 3 to ratepayers? What is the current annual cost of Potrero 4, 5 and 6 to ratepayers? Please provide a break down of the capital costs, the O&M costs and the fuel costs.
23. What will be the annual cost of Potrero 4, 5 and 6 to ratepayers after the retrofit? Please provide a break down of the capital costs, the O&M costs and the fuel costs.
24. Has the ISO previously permitted and paid for repowering of an existing power plant through the RMR capital addition process? If so, please list what these projects were and their cost.
25. How expensive are the average capital additions approved by the CAISO?
26. Do ratepayer advocates have any input during the capital addition process before the CAISO?

I look forward to reviewing your answers to these questions.

In Memoriams

Matt Garcia – Entire Board

Joshua Cameron – Supervisor Mirkarimi

Samuel Mitchell – Supervisor Ammiano

Jorge Hurtado – Supervisor Ammiano

Marcelino Canul-Castro – Supervisor Ammiano

Mark Guardado – Supervisor Ammiano

Giovanni Lechado – Supervisor Ammiano

Noel Espinoza – Supervisor Ammaino

Matthew Solomon – Supervisor Ammiano

Nora K. Leishman – Supervisor Elsbernd

Jayne S. Veld – Supervisor Alioto-Pier

B.J. Papa – Supervisor Peskin

John K. “Jack” Smith – Supervisor Peskin

James Lam – Supervisor Peskin

Reuben Medina – Supervisor Peskin

Angela La Ferrera Olson – Supervisor Sandoval

Willa Dellums - Supervisor Dufty

Craig Alan Belluomini – Supervisor Dufty

BOARD of SUPERVISORS



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**Legislation Introduced
Including All Off-Calendar Items
September 16, 2008**

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

DOCUMENTS DEPT.

SEP 18 2008

SAN FRANCISCO
PUBLIC LIBRARY

- 080658 [General Advertising on City Buildings and Street Furniture]
Ordinance amending the San Francisco Administrative Code by adding Section 4.20-1 to prohibit any new general advertising signs on street furniture over the number authorized as of July 1, 2007 and to prohibit new general advertising signs visible to the public on the exterior of City-owned buildings; adopting environmental and other findings. Supervisor McGoldrick presented. ASSIGNED to City Operations and Neighborhood Services Committee.
- 081226 [Accept-Expend Metropolitan Transportation Commission Grant and Amendment to the Annual Salary Ordinance, FY 2008-2009]
Ordinance authorizing the Department of the Environment to accept and expend a grant up to the amount of \$210,000 over the next three fiscal years from the Metropolitan Transportation Commission to provide Transportation Demand Management services to employers on behalf of the 511 Regional Rideshare Program, with the City providing 11.47% of the project costs, and amending Annual Salary Ordinance Number 141-08 to reflect the addition of one (1) grant funded position at the Department of the Environment. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081227 [Voting Systems Task Force]
Ordinance amending the Administrative Code by adding Sections 5.400-410 to establish a Voting Systems Task Force comprised of individuals with backgrounds in good government, computer science or the computer industry, election administration, and accommodations of persons with disabilities, to make recommendations to the Board of Supervisors about voting system standards, design and development. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 081228 [Appropriating \$498,304 General Fund Reserve for Mission District violence prevention and reduction grants in the Department of Children, Youth and Their Families for Fiscal Year 2008-2009]
Ordinance appropriating \$498,304 from the General Fund Reserve for high risk youth violence prevention and reduction grants focusing on intensive case management, outreach and programming in the Mission District in the Department of Children, Youth and Their Families for Fiscal Year 2008-2009. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081230 [Medical Cannabis Dispensary Permits]
Ordinance amending Section 3308 of the San Francisco Health Code to include the installation of platform lifts under the minimum disability access standards for Medical Cannabis Dispensaries. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

- 081231 [Local Business Enterprise and Non-Discrimination in Contracting Ordinance]
Ordinance amending the San Francisco Administrative Code by amending Section 14B.8 to direct the Human Rights Commission to assign numeric point values to the good faith outreach steps that bidders must undertake for all public work/construction, architect/engineering, professional service and general service contracts that exceed the minimum competitive amount or threshold amount. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081232 [Zoning - Requiring a Conditional Use Permit for Formula Retail Uses in the Residential-Commercial Combined Medium Density (RC-3) and Residential-Commercial Combined High Density (RC-4) Districts]
Ordinance amending the Planning Code by amending Section 209.9, to require a conditional use permit for formula retail uses in the Residential-Commercial Combined Medium Density (RC-3) and Residential-Commercial Combined High Density (RC-4) Districts; and adopting findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 081234 [Zoning - Prohibiting Formula Retail Uses in the Chinatown Mixed Use Districts]
Ordinance amending the Planning Code by amending Section 803.6 to prohibit formula retail uses in the Chinatown Mixed Use Districts; amending Section 803.2 to refer to this prohibition, and adopting findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081235 [Subdivision Code - notice and appeal procedures, DBI review fee]
Ordinance amending the Subdivision Code Section 1313 to modify noticing procedures for subdivision applications and delete the Department of Public Works appeal hearing on engineering and surveying matters; amending Section 1314 concerning appellants so that it conforms with the California Subdivision Map Act; amending Section 1359 to conform with the abovementioned amendments; amending Section 1315 to include a processing fee for all subdivisions that the Department of Building Inspection reviews; and making environmental findings. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 081236 [Appropriating \$130,462.77 of unappropriated fund balance for the Pier 43 Bay Trail Link in the Port of San Francisco for Fiscal Year 2008-2009]
Ordinance appropriating \$130,462.77 of unappropriated fund balance for the construction of the Pier 43 Bay Trail Link public promenade from Powell to Taylor streets in the Port of San Francisco for Fiscal Year 2008-2009. Supervisors Peskin, Elsbernd presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Resolutions

- 081229 [Accept and Expend EPA West Coast Collaborative FOG to Biodiesel Grant Funds]
Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a EPA FOG to Biodiesel Grant in the amount of \$175,000 through the West Coast Collaborative. Supervisor Chu presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 081233 [Urging the Department of Public Works to revisit the Street Sweeping Reductions]
Resolution urging the Department of Public Works to revisit the current Mechanical Sweeping Program Improvements program, in order to perform thorough public outreach to community groups and integrate public feedback from those who live in affected neighborhoods into the citywide plan to reduce the mechanical street sweeping schedule. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 081237 [Appointment - Treasury Oversight Committee]
Resolution appointing Dr. Don Griffin, Ben Rosenfield, Todd Rystrom, terms ending June 5, 2009, to the Treasury Oversight Committee. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.
- 081238 [Extending sunset date of the Peak Oil Preparedness Task Force]
Resolution extending the sunset date of the Peak Oil Preparedness Task Force for not more than six months. Supervisor Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081239 [Commending Yomi Agunbiade, General Manager of the Recreation and Parks Department, for his dedicated service]

Resolution commending Yomi Agunbiade, General Manager of the Recreation and Parks Department, for his dedicated service. Supervisors Elsbernd, Chu, Mirkarimi, Maxwell, Peskin, Alioto-Pier, Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081240 [30 day halt to Department of Public Works' mechanical street sweeping changes]

Resolution urging the Department of Public Works to immediately halt the implementation of the changes to the mechanical street sweeping program for 30 days. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081241 [Accept-Expend State Grant - Life and Annuity Consumer Protection Program - \$25,000]

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$25,000 through the California Department of Insurance, Life and Annuity Consumer Protection Fund, for a program entitled "Life and Annuity Consumer Protection" for fiscal year July 2008 through June 2009. Supervisor Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

081221 [Department of Public Works (DPW) Mechanical Street Cleaning Changes]

Hearing on Department of Public Works (DPW) Mechanical Street Cleaning Changes. The hearing shall explore the changes DPW has proposed for mechanical street cleaning in residential neighborhood, the community outreach done in advance and community response received, and what alternatives DPW has studied before deciding on these changes. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081223 [Status of Memorandum of Understanding (MOU) for renovation of Dolores Park Children's Playground]

Hearing to receive an update from the Recreation and Parks Department (RPD) on the status of the Memorandum of Understanding (MOU) concerning the renovation of the Dolores Park Children's Playground. The hearing will also consider the expenditure plan for funds provided for this project in the 2008-2009 budget and the 2008 Park Bond. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081224 [San Francisco Zoo - Office of the Legislative Analyst Report]

Hearing to discuss the report written by the Office of the Legislative Analyst which compares the San Francisco Zoo's current practices in the areas of animal welfare, education and conservation against standards and policies promulgated by the USCA and various zoo associations. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081225 [Hayes Street two-way restoration]

Hearing on the status of the Municipal Transportation Agency's restoration of Hayes Street to a two-way thoroughfare pursuant to Board of Supervisors Resolution No. 619-07. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED ORDINANCES

081165 [Settlement of Lawsuit - Twylah Sperka - \$49,000]

Ordinance authorizing settlement of the lawsuit filed by Twylah Sperka against the City and County of San Francisco for \$49,000; the lawsuit was filed on February 26, 2007 in San Francisco Superior Court, Case No. 460-772; entitled Twylah Sperka v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

081166 [Settlement of Lawsuit - J. Hadley Loudon - \$35,000]

Ordinance authorizing settlement of the lawsuit filed by J. Hadley Loudon against the City and County of San Francisco for \$35,000; the lawsuit was filed on June 5, 2006 in San Francisco Superior Court, Case No. 06-452880, entitled J. Hadley Loudon v. Sgt. Sorgie et al., and removed to the United States District Court, Northern District of California, Case No. 06-04762 MHP, on August 7, 2006. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

081164 [Amending a contract's dollar amount by more than \$500,000]

Resolution approving the Fifth Amendment to the Agreement between the City and Office Depot (Contractor) for office supplies, increasing the contract's dollar amount to \$17,540,000, pursuant to Charter Section 9.118(b). (Office of Contract Administration) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081167 [Lease of Real Property at 1700-1740 17th Street and 1415 16th Street, San Francisco]

Resolution authorizing the lease of property, with a first right of refusal to purchase, comprising approximately 52,125 square feet of improvements upon a lot area of 62,373 square feet, located at 1700-1740 17th Street and 1415-16th Street (Assessor's Block 3955, Lot 002) in San Francisco for the San Francisco Police Department. (Real Estate Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081168 [Agreement with PRWT Services, Inc. for Citation Processing Services]

Resolution authorizing a five year agreement, with option to renew for up to an additional five years, with PRWT Services, Inc. for an amount not to exceed \$53.5 million. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – September 16, 2008

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Wood

945 Linden

Metal Pole

Northeast corner Broderick and Fell

Haight and Buena Vista West, south side of street

Northeast corner of 7th Avenue and Irving

Mailboxes

Southwest corner of 9th Avenue and Lincoln

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

Utility Boxes

Northeast corner Linden and Buchanan

Southeast corner Linden and Buchanan

Southwest corner 9th Avenue and Lincoln

Bus Shelters

Southwest corner of Haight and Baker

Northeast corner of Baker and Haight

Southeast corner of Fillmore and Haight, graffiti and needs power washing

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Garbage Cans

Southwest corner of Hayes and Scott

Northeast corner of Buchanan and Haight

Northeast corner of Buena Vista West

On Haight Southside between Masonic and Buena Vista West
Southwest corner of 5th Avenue and Lincoln

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

At Haight and Stanyan, McDonald's brick wall

465 Lincoln

501 Haight

55 Laguna, UC Berkeley campus, on the Haight and Laguna Street sides

901 Haight

1301 Haight

1421 Haight

1541 Haight

1793 Haight

299 Webster

398 Haight

338 Haight

99 Webster

From: Supervisor Mirkarimi

To: Director, Department of Public works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner of Fillmore and Post

Southwest corner of Divisadero and Sutter

9th Avenue and Judah (near bus stops)

7th Avenue and Irving (near bus stops)

Northwest corner of Hayes and Fillmore

Southeast corner of Fillmore and Haight

San Francisco Chronicle

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Irving and 9th Avenue

Irving and 7th Avenue

Southwest corner of Haight and Clayton

Southeast corner of Haight and Masonic

Examiner

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

SF Daily

Northwest corner of Hayes and Gough

City Star

Northwest corner of Hayes and Gough

Southeast corner of Fillmore and Haight

SF Weekly

Southeast corner of Masonic and Haight

Southeast corner of Haight and Fillmore

From: Supervisor Dufty

To: Controller

Requesting/Inquiring: Supervisor Dufty request the assistance of the Controller's audit management team in evaluating the challenges facing the Immune Enhancement Project (IEP). Specifically, DPH funding for IEP was reduced 50% and there may also be problems with state Medi-Cal reimbursements for IEP. The Controller's review should outline financial and other challenges to IEP's continued operation and services.

From: Supervisor Dufty

To: Controller

Requesting/Inquiring: Requesting assistance of the Controller in reviewing the closure of Recreation and Parks Department (RPD) facilities based upon staff shortages and minimum staffing recommendations to keep facilities open during scheduled times.

From: Supervisor Alioto-Pier

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation developing a pharmaceutical disposal program. The program will offer the public a convenient, viable and environmentally friendly alternative to flushing pills or medicinal liquids into the wastewater stream or placement in municipal landfills.

The program shall also address law enforcement issues centered on the dangerous, recreational use of pharmaceuticals, plus health and safety concerns involving citizens-especially seniors-with multiple prescriptions resulting in large amounts of look-alike pills presenting potential dosage errors.

The program's goals are to help seniors avoid dangerous medication dosage errors, help reduce or prevent recreational pharmaceutical use and to help stop the continuing contamination of the environment by a myriad of medicines flushed down countless drains everyday.

From: Supervisor Dufty

To: Director, Department of Public Health

Requesting/Inquiring: Requesting that a letter be sent to the Director of the Department of Public Health (DPH) requesting the assistance of the AIDS office in expediting the 2008-2009 grant funding for the Immune Enhancement Project (IEP).

In Memoriams

Robert J. "Bob" McCarthy – Entire Board
Mazie Cecilia McDermott Nevin – Entire Board
Royshawn Holden – Supervisor Mirkarimi
Peter Camejo – Supervisor Mirkarimi
W. Deen Muhammed – Supervisor Mirkarimi
Del Martin – Supervisor Duffy

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BOARD of SUPERVISORS



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TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
September 23, 2008

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

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Introduced by Supervisors or Mayor

Ordinances

081247 [Zoning - Conditional use authorization for new development in the Bernal South Slope Area]

Ordinance amending Planning Code Section 242 to require conditional use authorization for new development in the Bernal South Slope Area, and making findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

081249 [Inclusionary In Lieu Fees For Small Site Acquisition and Rehabilitation]

Ordinance amending Planning Code Section 315.6 of the Residential Inclusionary Affordable Housing Program to provide that ten percent (10%) of in lieu fees paid under Section 315.6, not to exceed a maximum of \$15 million at any one time, be designated exclusively for the acquisition and/or rehabilitation of affordable housing sites consisting of less than 25 units. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

081250 [Massage Practitioner Requirements]

Ordinance amending Section 1902 of the San Francisco Health Code by changing the requirement that massage practitioners obtain a certificate of graduation to a certificate of completion verifying at least 100 hours of massage instruction. Supervisor Duffy presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

081251 [Planning Code--Appendix K to Article 10, Bush Street-Cottage Row Historic District]

Ordinance amending the San Francisco Planning Code by amending Appendix K to Article 10, "Bush Street-Cottage Row Historic District," by adding a new Section 7 to set forth additional requirement for Certificates of Appropriateness; and making findings, including findings of consistency with the General Plan and priority policies of Planning Code Section 101.1 and environmental findings. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081252 [Coordinated Code Enforcement Process]

Ordinance amending the San Francisco Administrative Code by adding Chapter 102 to require coordination in the code enforcement efforts of City departments and to establish a fund to support the City's code enforcement activities; adding Section 10.100-167 to create a Category 4 fund to receive and expend funds related to the City's code enforcement activities; and amending Section 1.56 to require annual reports to contain details on the department's code enforcement activities; amending the San Francisco Business and Tax Regulations Code by adding Section 16(a) to provide a mechanism for enforcement of decisions of the Board of Appeals; amending Section 102A of the San Francisco Building Code and adding Section 176.2 to the San Francisco Planning Code to provide for enforcement of decisions of the Board of Appeals without additional abatement proceedings by the department; adopting environmental and other findings. Supervisor Mirkarimi presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

Resolutions

081244 [Folsom Street Fair Day in San Francisco]

Resolution declaring September 28, 2008 as Folsom Street Fair Day in San Francisco. Supervisors Dufty, Ammiano presented. ADOPTED.

081248 [Intent to change the name of Rowland Street in North Beach to Dirk Dirksen Alley]

Resolution declaring the Board's intention to change the name of Rowland Street on Broadway in North Beach to "Dirk Dirksen Alley," in recognition of Dirk Dirksen, who will be remembered as one of the most important figures in the musical and cultural history of San Francisco; and authorizing initiation of the process to install a commemorative plaque on said street. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081253 [Single Family Housing Bond REO and Refinance program]

Resolution authorizing an application by the Mayor's Office of Housing to the California Debt Limit Allocation Committee to permit the issuance of Single Family Housing Bonds in an aggregate amount not to exceed \$10,115,243 to enable the purchase of Real Estate Owned (REO) single family units by low and moderate income households and the refinance of subprime and adjustable rate mortgages (ARM) to 30- and 40-year amortized fixed mortgages for low and moderate income households in single family homes. Mayor, Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081254 [Accept-Expend San Francisco Giants Community Fund and the Good Tidings Foundation Gift]

Resolution authorizing the San Francisco Recreation and Park Department to accept and expend a gift in the estimated amount of \$100,000 from the San Francisco Giants Community Fund and the Good Tidings Foundation for Excelsior Playground baseball/softball field improvements. Mayor presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081255 [Conflict Resolution Day - October 16, 2008]

Resolution declaring October 16th "Conflict Resolution Day", to be recognized in San Francisco for the purpose of fostering awareness and use of conflict resolution tools within our schools and communities. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081256 [Accept and Expend Grant - Office of Language Services - \$40,000]

Resolution retroactively authorizing the Office of Language Services to accept and expend grant funds in the amount of \$40,000 from the Zellerbach Family Foundation to create a pilot program to expand the organizational capacity of the City's law enforcement, criminal justice, and emergency management agencies to meet the cultural and linguistic needs of limited English proficient victims of domestic violence. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

081245 [Nitrite based Poppers]

Hearing on the disclosure of the Health effects of Nitrite based Poppers. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.

- 081246** [Status and Benefits of Proposition 63 Funds]
Hearing on the status and benefits of Proposition 63 funds. Supervisor Ammiano presented. RECEIVED AND ASSIGNED to Rules Committee.

Motions

- 081257** [Confirming the re-appointment of Francee Covington to the San Francisco Redevelopment Agency]
Motion confirming the re-appointment of Francee Covington to the San Francisco Redevelopment Agency for a four-year term ending September 3, 2012. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.
- 081258** [Confirming the re-appointment of Rick Swig to the San Francisco Redevelopment Agency]
Motion confirming the re-appointment of Rick Swig to the San Francisco Redevelopment Agency for a four-year term ending September 3, 2012. Mayor presented. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED ORDINANCES

- 081205** [Settlement of Lawsuit, Gladys DeWitt - \$50,000]
Ordinance authorizing settlement of the lawsuit filed by Gladys DeWitt against the City and County of San Francisco for \$50,000; the lawsuit was filed on January 19, 2007 in San Francisco Superior Court, Case No. 459735, and removed, on July 27, 2007, to United States District Court for the Northern District of California, Case No. C-07-03791 PJH, entitled DeWitt v. City and County of San Francisco, et al.. RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

- 081215** [Appointment, Transbay Joint Powers Authority - Carter R. Rohan]
Resolution confirming the appointment of Mr. Carter R. Rohan, R. A. (Senior Director of Transportation Planning and Development Division of the San Francisco Municipal Transportation Agency) to serve on the Transbay Joint Powers Authority as an Alternate Member when SFMTA Executive Director/CEO Nathaniel P. Ford, Sr. is unable to attend. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Rules Committee.
- 081217** [Approval of five contracts for the Department of Public Health]
Resolution authorizing the San Francisco Department of Public Health to enter into five contracts providing mental health services for clients in long term care in locked facilities, for pharmacy management services and for fiscal intermediary services related to the San Francisco Mental Health Plan's for Private Provider Network, residential care facilities, and for mental health wraparound services, for the term of October 1, 2008 and January 1, 2009 through June 30, 2013 and December 31, 2013. (Public Health Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081218** [Amendment to Settlement Agreement with Pacific Gas and Electric Company]
Resolution authorizing the Port to execute an amendment to the settlement agreement between Pacific Gas and Electric Company (PG&E) and the City and County of San Francisco, dated June 14, 2005, regarding a claim of encroachment by PG&E's Hunter's Point Power Plant on Custer, Davidson, India and Ingalls Streets, by: (1) extending PG&E's right to continue occupying approximately 35,465 square feet of Custer and Davidson Streets until July 31, 2012, and to continue occupying approximately 56,484 square feet of Custer, Davidson, India and Ingalls Streets until July 31, 2016, with option to extend each period of occupancy for periods of 6 months at a time with the Port's prior written consent; and (2) delaying the commencement date of a 5-year lease to PG&E of approximately 1,421 square feet of Davidson Street from January 1, 2008 to August 1, 2012. (Port) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – September 23, 2008

Board Minutes for August 12, 2008 approved.

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Metal Pole

Northwest corner of Steiner and Fell

Northwest corner of Fell and Scott

Southeast corner of Broderick and Fulton

Southeast corner of Fulton and Scott

Northeast corner of Fell and Steiner

Southwest corner of Masonic and Haight

Southeast corner of Hayes and Buchanan

North side, center median on Divisadero and Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

1566 Haight

541 Haight

626 Scott

685 Scott

484 Haight (gang graffiti)

1201 Fulton

940 Fillmore

500 Fillmore

573 Fillmore

Pierce and Fell (Ida B. Wells wall)

799 Haight

792 Haight

698 Haight

299 Webster

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

Phone Switch Boxes

Northeast corner of Scott and Oak
Northeast corner of Broderick and Fulton
Southwest corner of Fulton and Broderick
Southwest corner of Fillmore and Fulton

Garbage Cans

Southwest corner of Baker and Haight
Northeast corner of Fulton and Fillmore
Northeast corner of Clayton and Haight
North side at Fulton and Clayton

Fire Hydrant

Northwest corner of Octavia and Grove
Northeast corner of Clayton and Page

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner of Fillmore and Post
Southwest corner of Divisadero and Sutter
9th Avenue and Judah (near bus stops)
7th Avenue and Irving (near bus stops)
Southeast corner of Fillmore and Haight

San Francisco Chronicle

Southeast corner of Haight and Fillmore
Irving and 9th Avenue
Irving and 7th Avenue
Southwest corner of Haight and Clayton
Southeast corner of Haight and Masonic

Examiner

Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore

SF Daily

Northwest corner of Hayes and Gough

City Star

Southeast corner of Fillmore and Haight

SF Weekly

Southeast corner of Masonic and Haight and Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft an ordinance that would create a moratorium on new tobacco paraphernalia establishments on Haight Street.

In Memoriams

Stephen Oliver Price aka Steve Lady – Supervisor Ammiano

John Burnside – Supervisors Ammiano and Dufty

Frank Kardos – Supervisor Daly

Barbara Pacak – Supervisors Elsbernd and Chu

BOARD of SUPERVISORS



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TDD No. 554-5227

**Legislation Introduced
Including All Off-Calendar Items
October 7, 2008**

OFF-AGENDA LEGISLATION

Ordinances

- 080379 [Regulating the conditions for purchasing prior public service credit through the Retirement System]**
Ordinance amending Administrative Code Sections 16.55-1 through 16.55-4 to allow miscellaneous members of the San Francisco Employees' Retirement System to purchase credit for prior public service at any time before retirement, to require the Retirement System to calculate the cost to purchase that service credit based on the normal cost percentage for that service as determined by the actuary, to require the member to pay for all of the normal cost for the service credit, to allow eligible members to choose to receive prorated service credit if they terminate an installment agreement to purchase prior public service, and to conform to changes in the applicable law and Retirement System practices. Supervisor Elsbernd presented. ASSIGNED to Government Audit and Oversight Committee.
- 081118 [Administrative Code --Community Preservation and Blight Reduction Act]**
Ordinance amending the San Francisco Administrative Code by adding Chapter 80, Sections 80.1 through 80.10, to establish a uniform procedure for enforcement of blight-related provisions of existing municipal code sections and to provide for: additional definition of blight conditions subject to enforcement, administrative penalties for failure to abate blight, summary abatement for certain blighted conditions, an administrative process for contesting the Director's declaration of blight, and civil penalties and injunctive remedies for continuing violations; and making environmental findings. Supervisor Sandoval presented. ASSIGNED to Land Use and Economic Development Committee.
- 081270 [Accept and Expend Public Safety Interoperable Communications Grant and Amend Annual Salary Ordinance, FY 2008-2009 - \$14,941,976.82]**
Ordinance authorizing the Department of Emergency Management (DEM), as fiscal agent for multiple local jurisdictions, to retroactively accept and expend a Public Safety Interoperable Communications grant in the amount of \$14,941,976.82 from the United States Department of Commerce and to provide \$451,122 as San Francisco's portion of required matching funds; and amending Ordinance No. 141-08 (Annual Salary Ordinance, FY 2008-2009) to reflect the addition of two grant-funded positions (1.0 FTE - 0941 Manager VI and 1.0 FTE - 0931 Manager III) in the Department of Emergency Management. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

DOCUMENTS DEPT.

OCT 09 2008

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081272 [Building Code - Bernal Heights South Slope Protection Area]

Ordinance amending the San Francisco Building Code by adding Section 106A.4.1.3 to create a Bernal South Slope Protection Area and require the Structural Advisory Committee to review and make recommendations on specified permit applications within that area, which is generally bounded by the western side of Roscoe Street and the eastern side of Moultrie Street in Bernal Heights, including the undeveloped extensions of Roscoe Street, Porter Street, Bache Street, Andover Street, and Moultrie Street, and to require mandatory denial of the permit by the Director of Building Inspection under specified circumstances; amending Section 105A.6.2 to specify the composition of the Structural Advisory Committee for permit applications located within the Bernal South Slope Protection Area; amending Building Code Section 106A.3.2 to require that the applicant for certain permit applications located within the Bernal South Slope Protection Area provide substantial documentation that there exists sufficient infrastructure to support the proposed residential development and that the proposed emergency access routes meet standards in effect at the time of the application; and amending Building Code Section 1704.18 to require special inspections throughout the construction process for sites located within the Bernal South Slope Protection Area. Supervisor Ammiano presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

081283 [Approving an Amendment to the Western Addition A-2 Redevelopment Plan to Extend the Redevelopment Agency's Time for Issuing and Repaying Debt and to Suspend the Limit on Total Tax Increment Revenue for Affordable Housing Development]

Ordinance approving an amendment to the Western Addition A-2 Redevelopment Plan to extend both the time for issuance of debt and the receipt of tax increment by the San Francisco Redevelopment Agency and to suspend the limit on the total number of dollars of tax increment revenue that may be received by the San Francisco Redevelopment Agency under the Plan in order to continue financing Low and Moderate Income Housing Fund activities under the Plan. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081285 [Lobbyist Ordinance amendments to regulate permit lobbying]

Ordinance amending Chapter 1 of Article II of the Campaign and Governmental Conduct Code by amending section 2.105 to require registration and disclosure under the Lobbyist Ordinance by persons who lobby the Zoning Administrator, the City Engineer, the County Surveyor, the Bureau Chief of the Department of Public Works' Bureau of Street Use and Mapping, elected officials, or the Director, Assistant Director or Deputy Director of the Planning Department, Department of Building Inspection or Department of Public Works regarding permits, parcel maps or subdivision tract maps. Supervisor Peskin presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

081286 [Authorizing the Real Estate Division to perform and award contracts for public work under a specified procedure]

Ordinance adding San Francisco Administrative Code Chapter 6, Section 6.70, to authorize the Real Estate Division to perform and award contracts for facilities public work through competition among a pre-qualified pool of contractors. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

081288 [Zoning - Providing for a Five Feet Special Height Exception for Active Ground Floor Uses in Neighborhood Commercial Districts]

Ordinance amending the San Francisco Planning Code by amending Section 263.20 to provide for a special height exception for ground floor uses in the Neighborhood Commercial Districts; amending Sections 703.1, 710.1, 711.1, 712.1, 713.1, 715.1, 716.1, 717.1, 718.1, 719.1, 720.1, 721.1, 723.1, 724.1, 725.1, 726.1, 727.1, 728.1, 729.1, 730.1, 731.1, 732.1, to refer to this special height exception; adopting findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Supervisor Sandoval presented. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

081289 [Public Employment - Port of San Francisco (PRT)]

Ordinance amending Ordinance No. 141-08 (Annual Salary Ordinance FY 2008-2009) to reflect the addition of one position (0.75 FTE) Class 5502, Project Manager 1 at the Port of San Francisco (PRT). Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Resolutions

081271 [Accept-Expend Federal Grant, Port - \$1,522,536]

Resolution authorizing the San Francisco Port Commission to accept and expend a grant in the amount of \$1,522,536 from the Department of Homeland Security, Infrastructure Protection Program for security enhancements at the Port of San Francisco. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Public Safety Committee.

- 081273 [Lease of Real Property at 25 Van Ness, Lower Level, to New Conservatory Theatre Center]**
Resolution authorizing the lease of approximately 12,792 rentable square feet of space to New Conservatory Theatre Center, a California non-profit corporation, in the lower level of 25 Van Ness, San Francisco. Supervisors Ammiano, Duffy presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081280 [Accept and Expend State Coastal Commission Grant Funds - \$185,000]**
Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a State Coastal Commission Grant in the amount of \$185,000. Supervisor Chu presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081281 [Application to Amend San Francisco's Priority Development Area Designation]**
Resolution authorizing the San Francisco County Transportation Authority to apply on behalf of the City and County of San Francisco for amendments to the Priority Development Area Designation by the Association of Bay Area Governments. Supervisors Elsbernd, Chu presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081282 [Urging City Departments to develop a Home Improvement Plan for the Bayshore Corridor]**
Resolution urging the Planning Department, Office of Economic and Workforce Development, and Redevelopment Agency to develop plans and programs to establish a Green and Sustainable Home Improvement District for the Bayshore Corridor area in Bayview Hunters Point. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081284 [Intent to change the name of Avery Street between Post Street and Geary Boulevard to Boswell Way]**
Resolution declaring the Board of Supervisors' intention to change the name of Avery Street between Geary Boulevard and Post Street to Boswell Way in recognition of Reverend Hamilton T. Boswell, the longtime pastor of the Jones Memorial United Methodist Church and advocate for San Francisco's African American community. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081287 [Airport Refunding Bonds - \$2,540,000,000]**
Resolution approving the issuance of up to \$2,540,000,000 aggregate principal amount of San Francisco International Airport Second Series Revenue Refunding Bonds for the purpose of refinancing bonds and subordinate bonds of the Airport Commission; and approving certain related matters. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081290 [Disposition and Development Agreement for the Old Mint]**
Resolution approving and authorizing an amendment to the Old Mint Disposition and Development Agreement between the City and County of San Francisco and the San Francisco Museum and Historical Society to extend the dates for performance. Mayor presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081292 [Ground Lease of Redevelopment Agency Land to Mercy Housing California, XLI]**
Resolution authorizing a ground lease with the Redevelopment Agency of the City and County of San to lease a portion of the Site located at 227-255 Seventh Street for the development commonly known as Westbrook Plaza Housing (the "Project"), with Mercy Housing California XLI, a California Limited Partnership, for 60 years for the purpose of developing and operation of housing for low income families, South of Market Redevelopment Project Area. Supervisor Daly presented. RECEIVED AND ASSIGNED to Board of Supervisors.
- 081294 [Ground Lease of Redevelopment Agency Land to San Francisco Medical Center Outpatient Improvement Programs, Inc.]**
Resolution authorizing a Ground Lease with the San Francisco Redevelopment Agency of the City and County of San Francisco to lease a portion of the site located at 227-255 Seventh Street, Assessor's Block 3731, Lots 126 and 154 for the development and operation of a health clinic, with San Francisco Medical Center Outpatient Improvement Programs, Inc., a California nonprofit public benefit corporation, d/b/a South of Market Health Center; South of Market Redevelopment Project Area. Supervisor Daly presented. RECEIVED AND ASSIGNED to Board of Supervisors.
- 081296 [Ground Lease of Redevelopment Agency Land for Armstrong Place Senior Housing]**
Resolution approving the Redevelopment Agency of the City and County of San Francisco's Ground Lease (the "Ground Lease") for Block 5421, Lot 13 commonly known as Armstrong Place Senior Housing (the "Project"), to Armstrong Place Associates, a California Limited Partnership, for 75 years for the purpose developing housing for very low income senior households. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Board of Supervisors.

- 081298 [Ground Lease of Redevelopment Agency Land for Octavia Court Rental Housing]**
Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 839, Lot 29, commonly known as 301 Oak Street/261 Octavia Boulevard, southwest corner of Oak Street and Octavia Boulevard, San Francisco, California (the "Site") in San Francisco's Central Freeway corridor, to OCTAVIA COURT, INC., a California nonprofit public benefit corporation, for 75 years for the purpose of developing housing for very low-income developmentally disabled adult households. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Board of Supervisors.
- 081302 [International Credit Union Day - October 16, 2008]**
Resolution declaring October 16, 2008 International Credit Union Day in San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081303 [Grant funds to support worker health and safety - \$32,249]**
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$32,249 from the Chinese Progressive Association for a project entitled "Worker Health and Safety in Chinatown Restaurants," for the period of August 1, 2008 through July 31, 2010. Supervisor Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081304 [State grant to support the High Risk (Pest Exclusion) program - \$44,195]**
Resolution authorizing the San Francisco Department of Public Health (DPH), to retroactively accept and expend funds from the California Department of Food and Agriculture (CDFA) in the amount of \$44,195 in support of the High Risk (Pest Exclusion) Program, for the period of July 1, 2008 through June 30, 2009. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081305 [Landmark designation nomination for the California Buckeye tree located behind 757 Pennsylvania Street]**
Resolution of intent initiating the nomination of the California Buckeye tree (Aesculus Californica) located behind 757 Pennsylvania Street, (Assessor's Block 416B, Lot 11) for landmark tree status pursuant to Public Works Code Section 810(b), acknowledging temporary designation pursuant to Public Works Section 810(d), and authorizing other official acts in furtherance of the Resolution. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081306 [Commending Jazzie Collins]**
Resolution recognizing Jazzie Collins for her dedication and leadership in improving conditions for SoMa residents and those of San Francisco's diverse communities. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 081080 [Sexually Transmitted Disease morbidity and transmission rates update]**
Hearing to receive an update on the morbidity and transmission rates of sexually transmitted disease from Sexually Transmitted Disease Prevention and Control Services of the Department of Public Health. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 081267 [School of the Arts Civic Center Campus]**
Hearing on the report of the Office of the Legislative Analyst entitled School of the Arts Civic Center Campus OLA No. 012-07. The hearing will include discussion on the efforts to create a SFUSD School of the Arts campus in the Civic Center area. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City and School District Select Committee.
- 081268 [Garbage Receptacles]**
Hearing on the report of the Office of the Legislative Analyst entitled Garbage Receptacles OLA No. 010-08. The hearing will include discussion on existing procedures, the feasibility of a waiver process and receptacle storage. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 081269 [San Francisco Unified School District (SFUSD) Strategic Plan]**
Hearing on the strategic plan for the San Francisco Unified School District (SFUSD). Supervisor Duffy presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

- 081291 [Hearing - Ground Lease of Redevelopment Agency Land to Mercy Housing California, XLI]**
Hearing of persons interested in or objecting to proposed resolution authorizing a ground lease with the Redevelopment Agency of the City and County of San to lease a portion of the Site located at 227-255 Seventh Street for the development commonly known as Westbrook Plaza Housing (the "Project"), with Mercy Housing California XLI, a California Limited Partnership, for 60 years for the purpose of developing and operation of housing for low income families, South of Market Redevelopment Project Area. Supervisor Daly presented. SCHEDULED FOR PUBLIC HEARING.
- 081293 [Hearing - Ground Lease of Redevelopment Agency Land to San Francisco Medical Center Outpatient Improvement Programs, Inc.]**
Hearing of persons interested in or objecting to proposed resolution authorizing a Ground Lease with the San Francisco Redevelopment Agency of the City and County of San Francisco to lease a portion of the site located at 227-255 Seventh Street, Assessor's Block 3731, Lots 126 and 154 for the development and operation of a health clinic, with San Francisco Medical Center Outpatient Improvement Programs, Inc., a California nonprofit public benefit corporation, d/b/a South of Market Health Center; South of Market Redevelopment Project Area. Supervisor Daly presented. SCHEDULED FOR PUBLIC HEARING.
- 081295 [Hearing - Ground Lease of Redevelopment Agency Land for Armstrong Place Senior Housing]**
Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's Ground Lease (the "Ground Lease") for Block 5421, Lot 13 commonly known as Armstrong Place Senior Housing (the "Project"), to Armstrong Place Associates, a California Limited Partnership, for 75 years for the purpose developing housing for very low income senior households. Supervisor Maxwell presented. SCHEDULED FOR PUBLIC HEARING.
- 081297 [Hearing - Ground Lease of Redevelopment Agency Land for Octavia Court Rental Housing]**
Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 839, Lot 29, commonly known as 301 Oak Street/261 Octavia Boulevard, southwest corner of Oak Street and Octavia Boulevard, San Francisco, California (the "Site") in San Francisco's Central Freeway corridor, to OCTAVIA COURT, INC., a California nonprofit public benefit corporation, for 75 years for the purpose of developing housing for very low-income developmentally disabled adult households. Supervisor Mirkarimi presented. SCHEDULED FOR PUBLIC HEARING.
- 081301 [Committee of the Whole - Hearing on the impacts of the economic crisis on San Francisco and the development of a blueprint for economic recovery]**
Hearing to consider the City's resources and plan to address the economic crisis, to be held on October 21, 2008. Supervisors Peskin, Elsbernd, Maxwell, Chu, Mirkarimi, Daly, Duffy, Sandoval, Alioto-Pier, Ammiano presented. SCHEDULED FOR PUBLIC HEARING.

Motion

- 081300 [Committee of the Whole - October 21, 2008 regarding the impacts of the economic crisis on San Francisco and the development of a blueprint for economic recovery]**
Motion scheduling the Board to sit as a Committee of the Whole to review the City's resources and plan to address the economic crisis, to be held on October 21, 2008. Supervisors Peskin, Elsbernd, Maxwell, Chu, Mirkarimi, Daly, Duffy, Sandoval, Alioto-Pier, Ammiano presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

PROPOSED ORDINANCES

- 080941 [Settlement of Lawsuit - City and County of San Francisco, et al., v. Factory Mutual Insurance Company, et al. - \$2,750,000]**
Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Factory Mutual Insurance Company and Bombardier Transportation, Inc. for \$2,750,000 AND OTHER CONSIDERATION; the lawsuit was filed on DECEMBER 15, 2004, in The United States District Court, Northern District of California, Case No. C 04-5307 FMS; entitled City and County of San Francisco, et al., v. Factory Mutual Insurance Company, et al. (Airport Commission). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 080942 [Approval of contract pursuant to settlement; Waiver of competitive bidding - \$56,500,000]**
Ordinance waiving competitive bid requirements and approving the award of an Operations and Maintenance Contract ("O&M") with Bombardier Transportation (Holdings) USA, Inc. (Bombardier) to operate and maintain the San Francisco International Airport's AirTrain system for five years in the amount of \$56,500,000. (Airport Commission) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081068 [Settlement of City's Lawsuit Against Defendant EnCana Corp]**
Ordinance authorizing partial settlement of the lawsuit entitled City and County of San Francisco v. Semptra Energy, et al. (JCCP No. 4221-00023), filed by the City and County of San Francisco on June 8, 2004, and coordinated as Natural Gas Anti-Trust Cases I, II, III & IV in the Superior Court of the State of California for the County of San Diego (JCCP Nos. 4221, 4224, 4226, and 4228); the settlement provides approximately \$265,695.80 to the City from defendant EnCana Corp. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 081216 [Reward for Information about underpayment of property tax]**
Ordinance approving Assessor's recommended reward for information that led to detection of underpayment of property tax from unreported change of ownership.. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081259 [Settlement of Lawsuit - Karen Douma - \$1,695,100.00]**
Ordinance authorizing settlement of the lawsuit filed by Karen Douma, individually, Karen Douma, as Personal Representative of the Estate Of David Douma, deceased, Jason Douma, individually, Pamela Fay, individually, and David Douma, Jr., individually against SF American Taxicab, Inc., Autos For Hire Rpg, Inc., Alem Belai, City And County Of San Francisco, Regents of The University of California, DOES 1 to 100, jointly and severally for \$1,695,100.00; the lawsuit was filed on August 10, 2007 in San Francisco Superior Court, Case No. CGC-07-466068; entitled Karen Douma, et al., v. SF American Taxicab, Inc., et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 081260 [Settlement of Lawsuit - James R. Figueroa - \$65,000]**
Ordinance authorizing settlement of James R. Figueroa's claims in the lawsuit filed by James R. Figueroa against the City and County of San Francisco for \$65,000; the lawsuit was filed on September 26, 2007, in the San Francisco Superior Court, Case No. 467599, entitled James Figueroa v. City and County of San Francisco dba Department of Public Works. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 081261 [Settlement of Lawsuit - Husam Sajjan - \$100,000.00]**
Ordinance authorizing settlement of the lawsuit filed by Husam Sajjan against the City and County of San Francisco for \$100,000.00; the lawsuit was filed on December 12, 2006 in the San Francisco Superior Court, Case No. 458649; entitled Husam Sajjan v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 081262 [Settlement of Lawsuit - Estate of Nicholas Torrico, et al. - \$150,000.00]**
Ordinance authorizing settlement of the lawsuit filed by the Estate of Nicholas Torrico, et al. against the City and County of San Francisco for \$150,000.00; the lawsuit was filed on July 13, 2007 in United States District Court, Case No. C07-3624 JCS; entitled Estate of Nicholas Torrico, et al., v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.
- 081263 [Approval of Settlement Agreement before the Federal Energy Regulatory Commission]**
Ordinance approving a settlement agreement related to the electricity crisis of 2000-2001 in proceedings before the Federal Energy Regulatory Commission and accepting distribution of settlement funds collected by FERC. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

- 080840 [Amended Treasure Island/Yerba Buena Island Survey Area]**
Resolution designating and describing the Amended Treasure Island/Yerba Buena Island Survey Area in accordance with California Community Redevelopment Law. (Treasure Island Development Authority) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080946 [Airport Concession Lease]

Resolution approving the Lease Agreements for the Rental Car Center Operations between The Hertz Corporation; Avis Budget Car Rental, LLC; EAN, LLC; DTG Operations, Inc.; and Fox Rent a Car, Inc., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081264 [Agreement to Purchase Property in Tuolumne County - \$70,000]

Resolution approving and authorizing an agreement for the purchase of approximately 5.61 acres of unimproved land near Moccasin in Tuolumne County, for the protection of water quality for a purchase price of \$70,000; adopting findings that the conveyance is exempt from Environmental Review and is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081265 [Approval of the Substance Abuse and Crime Prevention Act of 2000 and the Substance Abuse Offender Treatment Program Implementation Plan]

Resolution authorizing adoption of the San Francisco County Plan for the Substance Abuse and Crime Prevention Act of 2000 and the Substance Abuse Offender Treatment Program for Fiscal Year 2008-2009. (Public Health Department) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

081266 [WSIP Agreement No. CS-914, Bay Division Regional Construction Management Services]

Resolution approving the selection of Jacobs Engineering; awards Water System Improvement Program-funded Agreement No. CS-914, Bay Division Regional Construction Management Services. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – October 7, 2008

Requests Granted

From: Supervisor Maxwell

To: Director, Department of the Environment

Requesting/Inquiring: Requesting the following information on its San Francisco Energy Watch Program:

- 1) By fiscal year, report the number of small businesses who have had free onsite assessments conducted by the program since its inception. Provide the addresses for these businesses.
- 2) By fiscal year, report the number of small businesses who have taken advantage of the reduced-cost installation of energy-saving equipment through the program since its inception. Provide the addresses for these businesses.
- 3) By fiscal year, report the number of multi-family residential properties who have had free onsite assessments conducted by the program since its inception. Provide the addresses for these multi-family residential properties.
- 4) By fiscal year, report the number of multi-family residential properties who have taken advantage of the reduced-cost installation energy-saving equipment through the program since its inception. Provide the addresses for these multi-family residential properties.

Supervisor Maxwell requests this information by Tuesday, November 4, 2008.

From: Supervisor Elsbernd

To: Controller

Requesting/Inquiring: Requesting the Controller's Office to provide the following information:

- 1) A Statement of Revenue and Expenditures for the Golf Fund - This statement should cover every fiscal year of the Golf Fund's existence, and detail at a line item level, the budgeted and actual revenues and expenditures of the fund, course by course.
- 2) Budgeted Position Detail for the Golf Fund - For each year of the Golf Fund's existence, a list of the budgeted FTE by job classes for each course.
- 3) Rounds Played - Final year-end rounds played at each course for each year those figures are available, up to 10 years retrospectively.

- 4) Overhead – A description of how department overhead is charged to each golf course, and what department administrative expenditures are included in that overhead rate. Also, a description of COWCAP, how it is charged to each course and what types of city administrative expenditures are included in that overhead rate.

From: Supervisor Chu

To: Director, Municipal Transportation Agency

Requesting/Inquiring: Requesting the Municipal Transportation Agency to study the feasibility of a 3-way stop at 32nd Avenue and Vicente Street, and follow-up on previous STOP sign requests:

STOP signs:

Escolta / 33rd Avenue
Irving and La Playa
Irving and 35th Avenue
Irving / 28th Avenue
Judah / 20th Avenue
Kirkham / 38th Avenue
Kirkham / 39th Avenue
Lincoln / 34th Avenue
Moraga / 31st Avenue
Moraga / 46th Avenue
Noriega / 20th Avenue
Noriega / 32nd Avenue
Noriega / 33rd Avenue
Noriega / 36th Avenue
Ortega / 28th Avenue
Ortega / 40th Avenue
Rivera / 22nd Avenue
Rivera / 44th Avenue
Ulloa / 26th Avenue
Ulloa / 46th Avenue
Yorba / 37th Avenue

In Memoriams

Chiyoe Taura – Supervisor Peskin

Admiral Thomas J. Patterson – Supervisor Peskin

Robert "Bob" William Melbourne IV – Supervisor Dufty

Kirsten Brydum – Supervisors Mirkarimi and Dufty

P.J. Corkery – Supervisor Dufty

Mary Josephine Lammers – Supervisor Alioto-Pier

Vera Whelan – Supervisor Sean R. Elsbernd

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

**Legislation Introduced
Including All Off-Calendar Items
October 21, 2008**

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

DOCUMENTS DEPT.

Ordinances

OCT 23 2008

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- 001328 [Recreation and Park Department - Marina Small Craft Harbor Fees]**
Ordinance making environmental findings and amending San Francisco Park Code, Article 12, Section 12.11 to increase the West Harbor berth rental fees in fiscal year 2012-2013, or upon completion of the West Harbor renovations. Supervisor Alioto-Pier presented. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 001332 [Zoning - Mission District Housing and PDR Replacement Program]**
Ordinance amending the Planning Code to add Section 319.5 adopt specified affordable housing requirements in the UMU zone within the Mission Plan Area, in RTO-Mission, and in the Valencia Street, 24th and Mission Streets, and the Mission Street NCTs, including in-lieu affordable housing fees; adding Section 231.1 to establish a PDR replacement program, including an in-lieu PDR Replacement fee, in these same zones; and adopting environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b). Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 001333 [Zoning - SoMa Youth and Family Zone Special Use Districts]**
Ordinance amending the San Francisco Planning Code by adding Section 249.41 and amending various sheets of the Zoning Map of the City and County of San Francisco to establish the South of Market (SoMa) Youth and Family Zone Special Use District, bounded generally by Natoma Street on the north, Harrison Street on the south, 4th Street on the east, and 7th Street on the west, to address youth and family concerns and expand affordable housing opportunities, including establishment of in-lieu affordable housing fees; and adopting environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b). Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 001334 [Zoning - Potrero Center Mixed-Use Special Use District]**
Ordinance amending the San Francisco Planning Code by adding Section 249.40 and amending Sheet SU08 of the Zoning Map of the City and County of San Francisco to establish the Potrero Center Mixed-Use Special Use District for the existing shopping center at 2300 16th Street between Bryant Street and Potrero Avenue (Assessor's Block 3930A Lot 002); and adopting environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b). Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

- 081335 [Summary Vacation of Public Utility Easements at the intersection of Crescent Way and Executive Park Boulevard]**
Ordinance ordering the summary vacation of unused and unnecessary public utility easements located at the intersection of Crescent Way and Executive Park Boulevard in San Francisco (within Assessor's Block 4991); making findings pursuant to the California Streets and Highways Code Sections 8330 et seq.; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the vacation is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; authorizing the conveyance of the vacated public utility easements to Top Vision Development, LLC; and authorizing other actions in furtherance of this ordinance. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081337 [Pre-Tax Bicycle Commuting Benefits]**
Ordinance amending the San Francisco Environment Code by amending Section 421 to add the option of qualified bicycle commuting reimbursements to the tax free commuter benefits San Francisco employers are required to offer under existing law; and making environmental findings. Supervisor Mirkarimi presented. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 081339 [Zoning - Publicly-owned properties in the Eastern Neighborhoods]**
Ordinance amending the Zoning Map of the City and County of San Francisco to rezone various publicly-owned properties in the Eastern Neighborhoods Plan Area to a "P" (Public) zoning district; and adopting environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b). Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081340 [Amending Administrative, Police, Public Works, Business & Tax and Transportation Codes, to conform to the 11/06/2007 Proposition on Transit Reform, Parking Enforcement and Emissions Reduction]**
Ordinance amending San Francisco Administrative Code Sections 2A.81, 5.20, 5.130-5.132, Chapter 17, and repealing Administrative Code Sections 2A.180 and 10.150-10.151; amending San Francisco Police Codes Sections 386, 835-839, 939, 1054, 1076, 1175-1180, 3057, 3910, adding Police Code Sections 835.1-835.2, 939.1-939.6, 975.1-975.5, and repealing Police Code Sections 710.2, 1166, 1170-1171, and Article 16, Division IX; amending San Francisco Public Works Code Sections 2.4.3 and 724.4, and repealing Section 701; repealing San Francisco Business & Tax Code Sections 1.11-1.14 and 129.2-129.5; repealing and re-enacting San Francisco Transportation Code Division 1, to conform those sections to the 11/06/2007 Proposition on Transit Reform, Parking Regulation, and Emissions Reduction. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081342 [Planning Code-Amending Articles 10 and 11, Contingent on Voter Approval of Proposed Charter Amendment Creating an Historic Preservation Commission]**
Ordinance amending Articles 10 and 11 and adding a new Section 309.3 of the Planning Code, contingent on voter approval in the November 4, 2008 general election of the proposed Charter amendment Creating an Historic Preservation Commission, to provide additional criteria for Planning Commission review of Historic Preservation Commission decisions, to provide for Section 309 review of certain projects requiring Certificates of Appropriateness under Article 10 of the Planning Code, and to create a rebuttable presumption of compatibility for certain projects requiring Certificates of Appropriateness under Article 10 of the Planning Code; and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan. Mayor presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081343 [Appropriating \$34,755,000 of bond sale proceeds and Library Preservation Fund balance for improvements and construction of San Francisco Public Library Facilities in Fiscal Year 2008-2009]**
Ordinance appropriating \$34,755,000 of bond sale proceeds, unappropriated fund balance and unappropriated general reserve for improvements and construction of San Francisco Public Library Facilities in Fiscal Year 2008-2009. Place Controller's Reserve on \$33,955,000 of the bond sale proceeds pending sale of the bond. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081344 [Appropriating \$13,222,746 of State Proposition 1B Revenue for Street Resurfacing Projects in the Department of Public Works for Fiscal Year 2008-2009]**
Ordinance appropriating \$13,222,746 of FY 2008-09 State Proposition 1B Local Streets and Roads Improvement funds for road maintenance and resurfacing projects in the Department of Public Works for Fiscal Year 2008-2009. The department will use the funds to implement road maintenance and resurfacing projects at various locations. Mayor, Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081345 [Lease Financing for Library Projects]

Ordinance approving the issuance and sale of lease revenue bonds to finance various projects under the Branch Library Improvement Program, as further described herein; approving the form of a Facilities Lease by and between the City and County of San Francisco Finance Corporation (the "Corporation") and the City and County of San Francisco (the "City") relating to certain real property described herein; approving the form of a Master Lease by and between the Corporation and the City; approving the form of a Master Trust Agreement by and between the Corporation and a trustee (including certain indemnities contained therein); authorizing the selection of a trustee; approving the form of an Assignment Agreement by and between the Corporation and a trustee; approving the form of an Official Notice of Sale and a Notice of Intention to Sell the lease revenue bonds; directing the publication of the Notice of Intention to Sell the lease revenue bonds; approving the form of a Purchase Contract and authorizing the appointment of one or more underwriters for the lease revenue bonds; approving the form of an Official Statement in preliminary and final form and directing the Controller to return to the Board at a later date with a revised official statement; approving the form of a Continuing Disclosure Certificate; authorizing the payment of cost of issuance; authorizing the reimbursement of certain expenditures; granting general authority to City officials to take certain actions in connection with the lease revenue bonds; approving modifications to documents; adopting findings under the California Environmental Quality Act ("CEQA") and findings pursuant to City Planning Code Section 101.1 and City Administrative Code Section 2A.53; and ratifying previous actions taken in connection therewith. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

080379 [Regulating the conditions for purchasing prior public service credit through the Retirement System]

Ordinance amending Administrative Code Sections 16.55-1 through 16.55-4 and 16.61-5 to allow miscellaneous members of the San Francisco Employees' Retirement System to purchase credit for prior public service at any time before retirement, to require the Retirement System to calculate the cost to purchase that service credit based on the normal cost percentage for that service as determined by the actuary, to require the member to pay for all of the normal cost for the service credit, to allow eligible members to choose to receive prorated service credit if they terminate an installment agreement to purchase prior public service, to allow the Retirement System to accept rollovers to pay for public service purchases, and to conform to changes in the applicable law and Retirement System practices. Supervisor Elsbernd presented. SUBSTITUTED.

Resolutions

081326 [Airport Grant - Accept-Expend State Grant - \$139,462.72]

Resolution authorizing the Airport Commission to retroactively accept and expend funding totaling \$139,462.72 from the State of California 9-1-1 Emergency Communications Office for the San Francisco International Airport (SFO) Communications 9-1-1 Phone Upgrade project. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Public Safety Committee.

081327 [Preserving the Francisco Reservoir as public recreation and open space]

Resolution declaring the policy of the Board of Supervisors to maintain the Francisco Reservoir as open space and urging the San Francisco Public Utilities Commission, in light of the General Plan designating the property as such, to preserve the property for public recreation and open space. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081329 [Recreation and Park Department - Marina Small Craft Harbor Loan]

Resolution accepting a loan (the "Loan") from the State of California acting through its Department of Boating and Waterways (the "State") and approving the form of a loan agreement by and between the City and County of San Francisco (the "City") and the State (the "Loan Agreement"); granting general authority to City officials to take certain actions in connection with the Loan and the Loan Agreement; adopting findings under the California Environmental Quality Act, ("CEQA"), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; and ratifying previous actions taken in connection therewith. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081330 [Adopting the United Nations Convention on the Rights of the Child]

Resolution urging the Board of Supervisors to adopt the United Nations Convention on the Rights of the Child and supporting its inalienable freedoms for children and youth in San Francisco. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

- 081336 [Accept and expend grant funds to support a juvenile mental health program - \$200,000]**
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$200,000 from the United States Department of Justice, for a project entitled "AIIM Higher," for the period of September 1, 2008 through August 31, 2010. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 081338 [Declaration of Intention to form the Tourism Improvement District]**
Resolution (1) declaring the intention of the Board of Supervisors to establish a business-based business improvement district to be known as the "Tourism Improvement District" and levy a multi-year assessment on identified hotel businesses in the district, (2) approving the management district plan for the district, (3) ordering and setting a time and place for a public meeting and a public hearing thereon, (4) approving the form of the Notice of Public Meeting and Public Hearing and Assessment Ballots, and (5) directing the Clerk of the Board of Supervisors to give notice of the public meeting and public hearing as required by law. Supervisors Peskin, Maxwell presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081341 [Accept-Expend State Grant for Jefferson Street Redesign/Bay Trail Feasibility Study - \$30,000]**
Resolution authorizing the Planning Department to retroactively accept and expend up to \$30,000 from the Association of Bay Area Government for Jefferson Street Redesign/Bay Trail Feasibility Study for FY2008-2009. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081347 [Commending Doctors Without Borders for "A Refugee Camp in the Heart of the City"]]**
Resolution commending Doctors Without Borders/Médecins Sans Frontières for producing the interactive exhibit "A Refugee Camp in the Heart of the City." Supervisor Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081348 [Urging reducing exposure to Bisphenol A]**
Resolution calling upon San Francisco hospitals and retailers to help reduce infant exposure to Bisphenol A (BPA) by discontinuing the sale and distribution of baby bottles containing BPA. Supervisors Alioto-Pier, Dufty, Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081349 [Commending the Blue Ribbon Panel and prioritizing California Pacific Medical Center's Long Range Development Plan]**
Resolution commending the work of the Blue Ribbon Panel and urging all City Departments to prioritize the California Pacific Medical Center Long Range Development Plan ("LRDP"). Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081350 [Hostelling International Day - October 26, 2008]**
Resolution declaring October 26, 2008 as Hostelling International Day in San Francisco. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081351 [Small Business Fee Survey and Freeze - Feasibility Study]**
Resolution urging the Controller's Office, Mayor's Office and relevant City agencies to conduct a survey of all fees paid by small business and investigating the feasibility of freezing or reducing these fees for a one-year period to assist small businesses in responding to the current economic crisis. Supervisors Peskin, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081248 [Changing the name of Rowland Street in North Beach to Dirk Dirksen Alley]**
Resolution changing the name of Rowland Street on Broadway in North Beach to "Dirk Dirksen Alley," in recognition of Dirk Dirksen, who will be remembered as one of the most important figures in the musical and cultural history of San Francisco; and authorizing initiation of the process to install a commemorative plaque on said street. Supervisor Ammiano presented. SUBSTITUTED.

Requests for Hearing

- 081322 [Regional CO2 Emissions Targets (SB375)]**
Hearing on Regional CO2 Emissions Targets (SB375). Supervisor Daly presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 081323 [Status Report of the Western SoMa Citizens Planning Task Force]**
Hearing on the Work of the Western SoMa Citizens Planning Task Force. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081324 [Monthly Overtime Report]**
Hearing on Monthly Overtime Report (Administrative Code Section 18.13-1), discussing the five City departments using the most overtime in the preceding month. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081325 [Leases/permits between third parties and City departments]**
Hearing on number, location, and effective date of, and reasons for leases or permits between third parties and City departments which are month to month, with responses from Department of Recreation and Parks, Department of Real Estate and the San Francisco Port. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

Motion

- 081352 [Waiver permitting City employees to assist the Department of Elections with the November 4, 2008 election]**
Motion granting a waiver from the prohibition imposed by Charter section 13.104.5, to permit City employees to assist the Department of Elections with the November 4, 2008 election. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendment

- 081331 [Election Campaign Fund]**
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 15.108 to establish an Election Campaign Fund and require annual appropriations. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

PROPOSED ORDINANCES

- 081317 [Authorizing Settlement of Attorney's Fees and Costs Claim Following Lawsuit - \$380,000]**
Ordinance authorizing settlement of the claim for attorney's fees and costs incurred by Paula Fiscal, Larry Barsetti, Rebecca Kidder, Dana Drenkoski, John Candido, Alan Byard, Andrew Sirkis, National Rifle Association, Second Amendment Foundation, California Association of Firearm Retailers, Law Enforcement Alliance of America, and San Francisco Veteran Police Officers Association in litigation against the City and County of San Francisco, for \$380,000.00; the lawsuit was filed on December 29, 2005 in San Francisco Superior Court, Case No. CPF-050505960; entitled Fiscal, et al., v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

Clerk to Act – October 21, 2008

Board Minutes for September 9, 2008 & September 16, 2008 approved.

Requests Granted

From: Supervisor Ammiano

To: Director, Mayor's Office of Finance

Requesting/Inquiring: Rather than proposing a run of the mill trickle down stimulus package to ensure the continued viability of our local economy, why not one that trickles up? An Earned Income Tax Credit that cuts them a check for up to \$4,000 for families making less than \$42,000 a year and qualifying even if they pay no taxes- it's not a tax refund it's a credit. Families can now get this credit under a program call Advance Earned Income Tax Credit (AEITC). It's a better stimulus idea because the money is available for working families immediately, before the holidays. Importantly, these folks, at this time of year, are the most likely to turn around and spend it in our local economy, not like the beneficiaries of trickle down stimulus packages who are more likely to spend it on that trip or that real estate development in Hawaii. Stimulus proposals too often ignore workers, or in the latest incarnation even middle class people, except as a marginal group who may or may not benefit from the knock on effects of a conventional stimulus package. The IRS runs the Advance Earned Income Tax Credit (AEITC) program, and to what extent this concept could be applied to, or incorporated within, any local stimulus package on the table is worth investigating.

From: Supervisor Elsbernd

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation implementing the following goals:

- 1) If a proposed project is located within the area covered by the 19th Avenue Interim Controls and in an area covered by Section 311 (residential zones) or Section 312 (neighborhood commercial zones) and would otherwise require a mailed notice, notice and plans shall be mailed to both property owners and tenants at least 30 days before the Conditional Use hearing. The Radius for notices shall be the same as for a Conditional Use.
- 2) At a hearing at which a Conditional Use is approved, the Planning Commission shall schedule a hearing on the status of construction or operations under the Conditional Use three years from the date of approval, or such other time limit imposed by the Commission for taking out a permit or commencement of operations.
- A) The Zoning Administrator shall cancel the later hearing if the project is under construction or if the project is operational within the relevant time period.

B) If construction is not underway and the project is not operational, the possible revocation of the Conditional Use shall also be placed on the Commission agenda at the time of the hearing.

From: Supervisor Elsbernd

To: Director, Municipal Transportation Agency

Requesting/Inquiring: Requesting the Municipal Transportation Agency investigate the possibility of installing a stop sign at 16th Avenue and Wawona Street.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti at the following private property locations:

55 Laguna (Haight Street side)

435 Webster

485 Haight

593 Haight

681 Haight

1584 Haight

508 Clayton

541 Haight

173 Haight

482 Haight

543 Page

799 Haight

160 Pierce

445 Scott

1114 Oak

539 Waller

480 Grove

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti from utility poles at the following locations:

Wood

On Post between Fillmore and Webster, across from the Kabuki Theaters

Northwest corner of Buchanan and Hermann

Northeast corner of Oak and Buchanan

Metal Poles

Southwest corner of Masonic and Haight

Northwest corner of Scott and Haight

Southwest corner of Pierce and Haight

Southeast corner of Hayes and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti from the public property located at the following locations:

Emergency Boxes

Southwest corner of Grove and Fillmore

Northwest corner of McAllister and Fell

Southwest corner of Grove and Buchanan

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti from the public property located at the following locations:

Utility Boxes

Southeast corner of Haight and Octavia (2 boxes)

Southeast corner of Buchanan and Linden

Northeast corner of Oak and Webster

Northeast corner of Post and Baker

Southwest corner of Divisadero and Fell (near Sprint Gas Station)

Northeast corner of Turk and Broderick

Northeast corner of Oak and Fillmore

Bus Shelters

Southwest corner of Buchanan and Haight

Northwest corner of Haight and Fillmore

500 block of Fillmore

All bus shelters on Haight and Fillmore need power washing

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner of Fillmore and Post

Southwest corner of Divisadero and Sutter

9th Avenue and Judah (near bus stops)

7th Avenue and Irving (near bus stops)

Northwest corner of Hayes and Fillmore

Southeast corner of Fillmore and Haight

Clayton and Haight

San Francisco Chronicle

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Irving and 9th Avenue

Irving and 7th Avenue

Southwest corner of Haight and Clayton
Southeast corner of Haight and Masonic
San Francisco Examiner

Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
SF Daily

Northwest corner of Hayes and Gough
City Star

Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight
SF Weekly

Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti from the following locations:

Garbage Cans

Southeast and Northwest corner of Haight and Fillmore

Northwest corner of Buchanan and Fell

Northwest corner of Golden Gate and Webster

Northeast corner of Hayes and Clayton

Northeast corner of Grove and Fillmore

Southwest corner of McAllister and Fillmore

Northwest corner of Baker and Haight

Southwest corner of Buena Vista West

Southeast corner of Buena Vista East

Northeast corner of Haight and Buchanan

Mailboxes

Southwest corner of Haight and Masonic

Northeast corner of Fell and Laguna

Southwest corner of Turk and Central

Northeast corner of Broderick and Turk

Southeast corner of Golden Gate and Broderick

Fire Hydrant

In front of 597 Haight

In Memoriams

Reverend William C. Howard – Entire Board

Owen Christopher Moscone – Entire Board

Robbie L. Floyd – Supervisor Sandoval

Tony Vaughan – Supervisor Peskin

Shirley Sidd – Supervisor Peskin

Honorable John Joseph Conway – Supervisor Peskin

Lupe Urbina– Supervisor Elsbernd

BOARD of SUPERVISORS



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**Legislation Introduced
Including All Off-Calendar Items
November 4, 2008**

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

081400 [Recreation and Park Department - Water Use Efficiency and Recycled Water]

Ordinance making environmental findings and amending San Francisco Park Code Article 3 by adding Section 3.19, to require the Recreation and Park Department to maximize water use efficiency and to use Recycled Water where available for Park irrigation needs. Supervisor Mirkarimi presented. ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

081404 [Mandatory Recycling and Composting]

Ordinance amending the San Francisco Environment Code by adding Chapter 18, Sections 1801 through 1814, entitled "Mandatory Recycling and Composting Ordinance," amending the San Francisco Public Works Code by amending Section 173, and amending the San Francisco Health Code by amending Sections 291, 291.1, 291.2, 291.4, 291.5, 291.15, and 293.1, all to: (1) require all persons located in San Francisco to separate recyclables, compostables and landfilled trash and participate in recycling and composting programs; (2) provide enforcement mechanisms and penalties for violations; (3) set an operative date; and (4) ensure that all properties subscribe to refuse collection service; and making environmental findings. Mayor presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

Resolutions

081397 [Urging the Municipal Transportation Agency and the Department of Public Health to collaborate and create health protective truck route planning in Southeast Neighborhoods]

Resolution urging the Municipal Transportation Agency and the Department of Public Health to collaborate and create health protective truck route planning in Southeast Neighborhoods. Encouraging cooperation between DPH and SFMTA and the local community in identifying and correcting health and safety related issues associated with truck traffic. Urging DPH to create a truck related exposure map identifying areas of significant exposure to air quality, noise and traffic hazards. Urging SFMTA to create a mitigation plan to address the impacts of local truck traffic on residential communities of southeast San Francisco that protects community health and provides efficient routes for commercial vehicle traffic. Supervisors Ammiano, Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

DOCUMENTS DEPT.

NOV - 7 2008

081398 [Agreement to modify an existing Municipal Railway Easement for the J-Church line]

Resolution approving and authorizing agreements for the modification of an existing MUNI easement in exchange for fee interest in a portion of the original easement area and rail transit improvements for the J-Church line at 21st Street and Chattanooga Street; adopting findings that the agreements are exempt from Environmental Review and are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Executive Director/CEO of the San Francisco Municipal Transportation Agency and the Director of Property to execute documents and take certain actions in furtherance of this resolution. Supervisor Duffy presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081399 [Endorsing a Finance Plan for the Redevelopment of Candlestick Point and the Hunters Point Shipyard]

Resolution endorsing a Finance Plan for a proposed mixed-use development on Candlestick Point and Hunters Point Shipyard. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081401 [Street Name Change to Timothy Pflueger Place]

Resolution changing the name of Chelsea Place in the downtown district to "Timothy Pflueger Place," in recognition of Timothy Pflueger's many contributions to the City of San Francisco. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081402 [Adding the Name "Harold 'Bud' Moose Lane" to Merchant Street]

Resolution adding the name "Harold 'Bud' Moose Lane" to Merchant Street in recognition of Bud Moose and his many contributions to San Francisco. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081403 [Appointments - Citizens General Obligation Bond Oversight Committee]

Resolution appointing Robert Muscat and Kristen Chu, terms ending 2010, to the Citizens General Obligation Bond Oversight Committee. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

081405 [2008 Hazard Mitigation Plan]

Resolution adopting the 2008 City and County of San Francisco Hazard Mitigation Plan. Mayor presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081407 [Commending Tina Modotti]

Resolution commending Tina Modotti an independent, liberated woman of incredible talent, intelligence and social commitment who resided in San Francisco in 1913 through 1918. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081408 [Urging the San Francisco Municipal Transportation Agency's Board of Directors to change the name of the MUNI Metro East Maintenance Facility to the "Willie L. Brown, Jr. Light Rail Facility"]

Resolution urging the San Francisco Municipal Transportation Agency's Board of Directors to change the name of the Metro East Maintenance Facility to the "Willie L. Brown, Jr. Light Rail Facility." Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081409 [Brady Street Memorial]

Resolution dedicating Brady Street in San Francisco to the memory of Margaret and Bernard Brady and recognizing the other historical figures for whom the street was named. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Hearings

081396 [Board of Supervisors Budget Analyst Procurement Process]

Hearing to discuss the Board of Supervisors Budget Analyst procurement process, including Proposition J, the scope of services, other aspects of the Request for Proposals including qualifications, and the not to exceed amount. (Clerk of the Board) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Motions

081406 [2009 Board of Supervisors regular meeting schedule]

Motion revising the 2009 Board of Supervisors regular meeting schedule by canceling the Board meetings of January 6, January 20, February 17, May 26, September 8, September 29, October 13, and December 1; and by further canceling all Board and Committee meetings during the summer and winter breaks from August 19 through September 8, 2009 and December 16 through December 31, 2009. (Clerk of the Board) . REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

081372 [Mission Bay North-Park Parcels NP3, NP4 and NP5 Improvements]

Ordinance designating a portion of State Trust Parcel 1, lying next to the Mission Creek Channel for public open space and park purposes; naming the new park "Mission Creek Park"; accepting the irrevocable offer for the acquisition facilities; designating said facilities as public open space and for park purposes and accepting for maintenance responsibilities and liability purposes; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code section 101.1, and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 177,882; and authorizing official acts in connection with this Ordinance. (Public Works Department) . RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

081359 [Amending the agreement between the CCSF and Golden Gate Petroleum for backup supplies of gasoline and diesel fuel to \$20 million]

Resolution approving the First Amendment to the Agreement between the City and Golden Gate Petroleum as a backup supplier of gasoline and diesel fuel, increasing the contract's dollar amount to \$20 million, pursuant to Charter Section 9.118(b). (Office of Contract Administration) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081360 [Lease of Real Property at 3801 Third Street, Suite 400]

Resolution authorizing the Lease at 3801 Third Street, Suite 400, for the Department of Public Health commencing retroactively on July 1, 2008. (Real Estate Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081361 [Raising the contract's not-to-exceed amount, between the CCSF and Firestone-Bridgestone for rental bus tires, to an amount not to exceed \$11.26 million]

Resolution approving the Fourth Amendment to the Agreement between the City and County of San Francisco (City) and Firestone-Bridgestone (Contractor) for rental of bus tires, increasing the contract's not-to-exceed amount to more than \$10 million, pursuant to San Francisco Charter Section 9.118(b). (Office of Contract Administration) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081362 [Prevailing wages for workers on public works/improvement projects, workers doing janitorial services, workers in public off-street parking lots, garages, or auto storage facilities, workers in theatrical services; and workers performing moving services]

Resolution fixing prevailing wage rates for (1) workers performing work under City contracts for public work and improvement; (2) workers performing work under City contracts for janitorial services; (3) workers performing work in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; (4) workers engaged in theatrical or technical services for shows on property owned by the City; (5) workers performing moving services under City contracts at facilities owned or leased by the City; and (6) workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City. (Civil Service Commission) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

081363 [Settlement of Unlitigated Tax-Related Matter with Internal Revenue Service]

Resolution authorizing settlement of unlitigated tax-related matter with the Internal Revenue Service regarding potential tax liability. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

081370 [Lease of Real Property - 1325A Evans Avenue]

Resolution authorizing a new lease of approximately 3,287 rentable square feet of space at 1325A Evans Avenue for the San Francisco Public Utilities Commission. (Real Estate Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081371 [Amendment to Lease of Real Property at 3119 Mission Street]

Resolution authorizing the Amendment to Lease at 3119 Mission Street for the Human Services Agency. (Real Estate Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081373 [Agreement for the Reimbursement for Interim Assistance Payments Pursuant to Section 1631(g) of the Social Security Act]

Resolution authorizing the renewal of Resolution 791-89 between the City and County of San Francisco and the State of California Department of Social Services for the purpose of assuring the availability of reimbursement to the City and County by the Secretary of Health and Human Services for the interim assistance paid to Social Security Income Program (SSI)/ State Supplementary Payment (SSP) Applicants. (Human Services Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – November 4, 2008

Board Minutes for September 23, 2008 approved.

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti at the following private property locations:

503 Haight

378 Fillmore

388 Fillmore

437 Webster

301 Webster

445 Webster

480 Grove

430 Baker

501 Fillmore

799 Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti from utility poles at the following locations:

Wood

Northeast corner of Steiner and Haight

Northeast corner of Haight and Fillmore

Northeast corner of Page and Fillmore

Metal Poles

Southeast corner of McAllister and Fulton

Southwest corner of Buchanan and Haight

Southeast corner of Haight and Buchanan

Concrete Poles and Underpass

Southeast corner of Geary and Webster (concrete underpass)

Northwest corner of Post and Webster

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti from the following locations:

Garbage Cans

Southeast corner of McAllister and Fillmore

In front of 580 Hayes

Southeast corner of McAllister and Fillmore

Southeast corner of Sutter and Fillmore

Mailboxes

Southwest corner of Baker and Golden Gate

Northwest corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti from the public property located at the following locations:

Haight Street from Sanyan to Webster

Haight Street needs cleaning and graffiti blitz (trashed from Halloween)

Utility Boxes

Northeast corner of Sutter and Fillmore

Northeast corner of Fillmore and McAllister

Bus Shelters

Southeast corner of Fillmore and McAllister

Northwest corner of Haight and Sanyan

All bus shelters on Haight and Fillmore need power washing, graffiti and human feces

Northwest corner of Haight and Masonic

Emergency Boxes

Northwest corner of Fillmore and McAllister

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner of Fillmore and Post

Southwest corner of Divisadero and Sutter

9th Avenue and Judah (near bus stops)

7th Avenue and Irving (near bus stops)

Northwest corner of Hayes and Fillmore

Southeast corner of Fillmore and Haight

San Francisco Chronicle

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Irving and 9th Avenue

Irving and 7th Avenue

Southwest corner of Haight and Clayton

Southeast corner of Haight and Masonic

San Francisco Examiner

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

SF Daily

Northwest corner of Hayes and Gough

City Star

Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight

SF Weekly

Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore

In Memoriams

Allan Spear – Supervisors Dufty & Ammiano
Albert Lanier – Supervisor Dufty

BOARD of SUPERVISORS



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**Legislation Introduced
Including All Off-Calendar Items
November 18, 2008**

OFF-AGENDA LEGISLATION

DOCUMENTS DEPT.

NOV 21 2008

SAN FRANCISCO
PUBLIC LIBRARY

Introduced by Supervisors or Mayor

Ordinances

- 081440 [De-Appropriating \$998,145 of General Fund and \$761,021 of Federal Direct Grant Revenue for the Community Justice Center for FY 2008-2009]**
Ordinance de-appropriating \$998,145 of General Fund in the Mayor's Office of Community Justice and \$761,021 of Federal Direct Grant Revenue in the Department of Public Health for the Community Justice Center in Fiscal Year 2008-2009. Supervisors Daly, McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081442 [Appropriating \$500,000 of Revenue from PGA Tournament Agreement for Harding Park PGA Related Improvements for the Recreation and Park Department in Fiscal Year 2008-2009]**
Ordinance appropriating \$500,000 of Revenue from the Professional Golf Association (PGA) Tournament Agreement for staffing and improvements to the Harding park Golf Course per the PGA Tournament Agreement at the Recreation and Park Department for Fiscal Year 2008-2009. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081443 [Annual Contributions to the San Francisco Self-Insurance Surety Bond Fund]**
Ordinance amending the San Francisco Bonding and Financial Assistance Program to require annual contributions to the San Francisco Self-Insurance Surety Bond Fund. Supervisors Maxwell, Alioto-Pier, Daly, Duffy, Sandoval, Elsbernd, Mirkarimi, Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081444 [Establishing the San Francisco Self-Insurance Surety Bond Fund and Setting Standards Governing Deposits into the Fund]**
Ordinance amending the San Francisco Administrative Code by adding Section 10.100-317, establishing the San Francisco Self-Insurance Surety Bond Fund, contributions thereto, and use of said Fund. Supervisors Maxwell, Alioto-Pier, Daly, Duffy, Sandoval, Elsbernd, Mirkarimi, Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081449 [Changes to the Payroll Expense Tax exclusion for clean energy technology businesses]**
Ordinance amending San Francisco Business and Tax Regulations Code by amending Section 906.2 to eliminate limits on company size and expand the definition of qualifying business activities. Supervisor McGoldrick presented. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

- 081450 [Real Property Transfer Tax - Change of delinquency date; substitution of references to current laws; conform partnership rule to state law changes; elimination of tax stamp provision and Transfer Tax Review Board]**
Ordinance amending Sections 1106, 1108, 1108.4, 1115, 1115.1 and 1115.3 and deleting Sections 1109, and 1115.2 of Article 12-C of the Business and Tax Regulations Code to (1) change delinquency date; (2) replace references to prior bankruptcy, income tax, and local laws with references to current laws; (3) conform rule for partnership interest transfers to state law changes; (4) eliminate obsolete provision regarding documentary tax stamps; and (5) eliminate Transfer Tax Board of Review and references to that Board. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081451 [Property Tax Refund Claim Processing]**
Ordinance to amend Administrative Code §10.2 to delegate to City Attorney the authority to grant or deny property tax refund claims and to establish administrative rules and procedures for City Attorney to follow. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081452 [Requiring tow car firms to display brochures issued by the Police Department in three languages in order to provide the public with information about their rights when towed from private property]**
Ordinance requiring tow car firms to display "Know Your Rights When Your Car is Towed from Private Property" Brochure. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081453 [Appropriating \$1,923,629,194 of Water Revenue Bond proceeds for the Water System Improvement Program in the Public Utilities Commission for Fiscal Year 2008-2009]**
Ordinance appropriating \$1,923,629,194 of San Francisco Water Revenue Bond authorized in 2002 to fund construction and financing costs for the Water System Improvement Project (WSIP) in the Public Utilities Commission for Fiscal Year 2008-2009 and placing the entire appropriation on Controller's reserve pending the sale of the bonds. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

Resolutions

- 081441 [Grant to support Cesar Chavez Street Streetscape Improvements - \$711,296]**
Resolution authorizing the San Francisco Planning Department to accept and expend \$711,296 from the California Department of Housing and Community Development for pedestrian safety, traffic calming, and stormwater improvements along Cesar Chavez Street. Supervisor Dufty presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 081446 [Eastern Neighborhoods MOU]**
Resolution approving a Memorandum of Understanding between City departments relating to the planning of various capital projects in the Eastern Neighborhoods Plan Area, subject to the approval of the affected City departments and commissions; establishing an Eastern Neighborhoods Infrastructure Finance Working Group; and making findings under the California Environmental Quality Act. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081447 [Accept-Expend State Grant - Southeast Community Response Network - \$402,457]**
Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of \$402,457 through the United States Department of Justice, for a program entitled "Southeast Community Response Network" for fiscal year July 2006 through June 2010. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Public Safety Committee.
- 081448 [Juvenile Probation and Camp Funding Grant Program]**
Resolution authorizing the Juvenile Probation Department to participate in the State of California's Juvenile Probation and Camp Funding Program, to receive funds for direct services to eligible children and their families. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Public Safety Committee.
- 081456 [Commending Historic International Labor Partnership]**
Resolution applauding the historic new partnership between the San Francisco Labor Council and the Guangzhou Federation of Trade Unions. Supervisor Peskin presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 081457 [California Street Steps Tiling Project]**
Resolution supporting the gift of funds, once fundraising is completed, for the installation of artistic tile on the California Street Stairs to be maintained jointly by the San Francisco Arts Commission and the Department of Parks and Recreation. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081458 [Municipal Transportation Agency Board of Directors-Advertising Policy]**
Resolution urging the San Francisco Municipal Transportation Agency (SFMTA) Board of Directors not to renew any advertising contracts that permit window-covering advertisements on SFMTA passenger vehicles. Supervisor McGoldrick presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081459 [Congratulating Tim Lincecum on winning the 2008 National League Cy Young Award]**
Congratulating Tim Lincecum on winning the 2008 National League Cy Young Award. Supervisor Dufty presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081460 [Proposed Contemporary Art Museum]**
Resolution supporting the location of the proposed Contemporary Art Museum in the City and County of San Francisco. Supervisor Alioto-Pier presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081461 [Senior Citizens' Property and Renters' Tax Assistance Program]**
Resolution urging Governor Arnold Schwarzenegger to restore the entire \$190.9 Million appropriation for the Senior Citizens' Property and Renters' Tax Assistance Program in the 2008 California State Budget. Supervisor Daly presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

- 081436 [San Francisco Unified School District's expulsion policy]**
Hearing on the San Francisco Unified School District's expulsion policy for elementary schools through high school. The hearing will examine the procedures in place, expulsion hearing format and rights of appeal, as well as other issues that may be pertinent to the procedures and policies in place. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City and School District Select Committee.
- 081437 [Mayor's Current Budget Instructions to inform Mid-Year Cuts and next year's Budget process]**
Hearing on the Mayor's Current Budget Instructions to inform Mid-Year Cuts and next year's Budget process. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081438 [Assessments and property tax collection in the Office of Assessor Recorder]**
Hearing to discuss backlog of assessments and property tax collection in the Office of Assessor Recorder. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081439 [Permit review and issuance at the Planning Department and Department of Building Inspection]**
Hearing to discuss backlog of permit review and issuance at the Planning Department and Department of Building Inspection, and to recommend methods of expedition and prioritization. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED ORDINANCES

PROPOSED RESOLUTIONS

- 081414 [Reaffirming and Restating Finding of Fiscal Feasibility for the revised Exploratorium Project at Piers 15/17 and Finding of Lease Exemption from Competitive Bidding Policy; Endorsing Amended and Restated Term Sheet]**
Resolution reaffirming and restating the Board of Supervisor's prior findings that the revised Exploratorium Project at Piers 15/17 is fiscally feasible and responsible pursuant to Administrative Code Chapter 29 and is exempt from the competitive bidding policy set forth in Administrative Code Section 2.6-1, and endorsing the Amended and Restated Term Sheet between the Exploratorium and the San Francisco Port Commission. (Port) . RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081415 [Approval of Port Lease for TCHO Ventures, Inc. at Pier 17]**
Resolution approving Port Commission Lease No. L-14584 with TCHO Ventures, Inc. ("TCHO") for a five (5) year term for certain real property located at Pier 17 in the City and County of San Francisco. (Port) . RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081416 [Approving Seven Technology Store Contracts pursuant to Charter Section 9.118(b)]**
Resolution approving the award of seven contracts for Technology Store purchases pursuant to San Francisco Charter Section 9.118(b). Supervisor Duffy presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081417 [Purchase of Real Property located at 5033 Third Street, San Francisco for the Public Library]**
Resolution authorizing the execution and performance of an Agreement of Purchase and Sale for Real Estate between the City and County of San Francisco and Doug Wong and Pearl Yee Wong, husband and wife, as joint tenants (the "Seller"), for the purchase of real property and improvements located at 5027 – 5033 Third Street, San Francisco, to expand the Bayview/ Anna E Waden Branch Library of the San Francisco Public Library; adopting findings under the California Environmental Quality Act; and adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1. (Real Estate Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – November 18, 2008

Board Minutes for October 7, 2008 and October 21, 2008 approved.

Requests Granted

From: Supervisor Chu

To: Director, Municipal Transportation Agency

Requesting/Inquiring: Requesting that the Municipal Transportation Agency study the feasibility of installing stop signs and/or traffic calming devices at the following locations:

Judah Street at 29th Avenue

Taraval Street and 20th Avenue

Rivera Street at 42nd Avenue

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the public property located at the following locations:

Utility Boxes

Northeast corner Baker and Oak

Northwest corner Broderick and Golden Gate

Near 1213 Fell

Southwest corner Divisadero and Fell

Northeast corner Waller and Scott

Bus Shelters

Northwest corner Haight and Stanyan

All bus shelters on Haight and Fillmore need power washing and Graffiti

Northwest corner Haight and Masonic

Emergency Boxes

Southwest corner Lyon and Golden Gate

Southwest corner Golden Gate and Scott

Southeast corner Oak and Scott

Fire Hydrant

Southeast corner Pierce and Golden Gate

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from at the following locations:

Garbage Cans

Northwest corner Broderick and Hayes

Northeast corner Central and Hayes

Northwest corner Masonic and Hayes

North side Cole and Fulton

Northeast corner Haight and Fillmore
Northwest corner Octavia and Haight
Mailboxes
Southeast corner Golden Gate and Scott
Southwest corner Octavia and Haight
Northwest corner Haight and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

318 Fell
383 Fell
400 Fell
1172 Fell
1247 Oak
1215 Oak
215 Scott
208 Scott
160 Pierce
129 Clayton
2115 Golden Gate
535 Haight
55 Laguna (On Haight/Octavia side)
697 Haight
1000 Oak
485 Scott
682 Haight
482 Haight
399 Haight
503 Haight

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public report on the status of removing graffiti from utility poles at the following locations:

Wood:

Northeast corner Buchanan and Fell

Metal Pole:

Southeast corner Divisadero and Haight

315 Fell

Northeast corner Central and Hayes

1700 Golden Gate

Northwest corner Fell and Divisadero

973 Haight

Northeast corner Steiner and Haight

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner of Fillmore and Post

Southwest corner of Divisadero and Sutter

9th Avenue and Judah (near bus stops)

7th Avenue and Irving (near bus stops)

Northwest corner of Hayes and Fillmore

Southeast corner of Fillmore and Haight

San Francisco Chronicle

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Irving and 9th Avenue

Irving and 7th Avenue

Southwest corner of Haight and Clayton

Southeast corner of Haight and Masonic

San Francisco Examiner

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

SF Daily

Northwest corner of Hayes and Gough

City Star

Northwest corner of Hayes and Gough

Southeast corner of Fillmore and Haight

SF Weekly

Southeast corner of Masonic and Haight

Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney draft legislation requiring the Department of Elections to:

Tabulate and release RCV results on election night upon the earlier of all precincts reporting or midnight

Tabulate and release RCV results with each subsequent Summary Report of election results by 4 p.m. each day that the Department tallies outstanding ballots

Post the ballot image file on the Department's web site concurrently with the release of election results described above.

In Memoriams

Hank Wilson – Entire Board

Sister Doris Donaldson – Supervisor McGoldrick

Studs Terkel – Supervisor McGoldrick

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tel. No. 554-5184
TDD No. 554-5227

Legislation Introduced
Including All Off-Calendar Items
November 25, 2008

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

- 081499 [Accept and Expend FY 08 Urban Areas Security Initiative Grant and Amend Annual Salary Ordinance, FY 2008-2009 - \$29,724,000]
Ordinance authorizing the Department of Emergency Management (DEM), on behalf of the City and County San Francisco as the primary grantee for the combined Bay Area Urban Area ("Super UASI" or "SUASI") region and as the fiscal agent for the SUASI Approval Authority, to retroactively accept and expend an Urban Areas Security Initiative ("UASI") grant in the amount of \$29,724,000 from the United States Department of Homeland Security, through the California Governor's Office of Homeland Security; amending Ordinance No. 141-08 (Annual Salary Ordinance, FY 2008-2009) to reflect the addition of two grant-funded positions in the Department of Emergency Management. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081500 [Obtain, Accept and Expend federal Interoperable Emergency Communications Program Grant and Amend Annual Salary Ordinance, FY 2008-2009 - \$1,374,422]
Ordinance authorizing the Department of Emergency Management (DEM), as primary grantee and fiscal agent for the Capitol-Bay Planning Area, to obtain, accept and expend an Interoperable Emergency Communications Program Grant (IECGP) award in the amount of \$1,374,422 from the United States Department of Homeland Security (DHS), through the California Office of Homeland Security (OHS), for the period October 6, 2008 to May 31, 2010, and amending Ordinance No. 141-08 (Annual Salary Ordinance, FY 2008-2009) to reflect the addition of one grant-funded position (0.50 FTE - 0931 Manager III) in the Department of Emergency Management. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081504 [Message Services in South of Market Residential/Service Mixed Use District]
Ordinance amending the Planning Code by amending Section 803.4, Section 815, and Table 815 to allow a business operating as a full-service spa to provide massage services with a conditional use authorization; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. Supervisors Daly, Duffy presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 081505 [Continuation of existing taxi fares and gate fee cap]
Ordinance amending Section 1137 of the Police Code to maintain current taxi fares and gate fee cap. Supervisors Daly, Peskin presented. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

GOVERNMENT
DOCUMENTS DEPT

DEC - 4 2008

SAN FRANCISCO
PUBLIC LIBRARY

- 081507 [Accept-Expend Federal Grant and amend Annual Salary Ordinance, FY 2008-2009 - \$1,024,467.00]**
Ordinance authorizing the Police Department to retroactively accept and expend grant funding in the amount of \$1,024,467.00 from the National Institute of Justice for a program entitled "NIJ's 2008 Forensic DNA Unit Efficiency Improvement Program," and amending the Annual Salary Ordinance to create grant-funded positions. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081509 [Summary Vacation of a Portion of Channel Street Between 7th Street and Carolina Street and Exchange of Property]**
Ordinance ordering the summary vacation of a portion of Channel Street between 7th Street and Carolina Street, subject to specified conditions; adopting findings pursuant to the California Streets and Highways Code Sections 8330 et seq.; authorizing the exchange of such vacated City property with a new lot created in Record of Survey No. 4778, owned by Macor, Inc., Sunset Scavenger Company, and Norcal Waste Systems, Inc.; adopting environmental findings and findings that the vacation and exchange are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing actions in furtherance of the Ordinance. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081511 [Reentry Council]**
Ordinance amending the San Francisco Administrative Code by modifying Section 5.1-3 to clarify that the Board of Supervisors shall appoint four, rather than three, of the members of the Reentry Council who are former inmates, and to exempt all members of the Reentry Council from the requirement that they be electors of the City and County. Supervisor Mirkarimi presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 081512 [Workforce Development - First Source Hiring Program]**
Ordinance amending Administrative Code Chapter 83, Section 83.18 to eliminate the expiration date of the First Source Hiring Program, and Section 83.10 to eliminate the attorneys fees provision. Supervisors Mirkarimi, Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 081513 [Limited Equity Housing Cooperative Conversions]**
Ordinance approving a method for Limited Equity Housing Cooperatives to convert existing residential buildings to limited-equity housing cooperatives, and making findings including findings under the California Environmental Quality Act. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081514 [Appropriating \$45,000,000 of COP Revenue for the Moscone Center Improvement Project in the Office of the City Administrator for Fiscal Year 2008-2009]**
Ordinance appropriating \$45,000,000 of San Francisco Certificates of Participation (COPs) Series 2009B to fund the Moscone Center Improvement Project in the General Services Agency - Office of the City Administrator for Fiscal Year 2008-2009 and placing these funds on Controller's Reserve pending issuance of the COPs. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 081522 [Appropriating \$136,000,000 of General Obligation Bonds for the San Francisco General Hospital and Trauma Center for the Department of Public Health for Fiscal Year 2008-2009]**
Ordinance appropriating \$136,000,000 of General Obligation Bond Proceeds approved by voters under Proposition A in the November 2008 election authorizing the issuance of general obligation bonds for the building or rebuilding and earthquake safety improvement of the San Francisco General Hospital and Trauma Center in the Department of Public Health for Fiscal Year 2008-2009. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081523 [General Obligation Bond Short-Term Indebtedness]**
Ordinance amending the San Francisco Administrative Code by adding Article 43.11, Sections 43.11.1 through 43.11.5, to authorize the issuance of short-term indebtedness in anticipation of the issuance of general obligation bonds authorized by the voters. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081525 [Sale of City Property]**
Ordinance ordering the sale at public auction of seven City-owned properties located along the former Central Freeway right of way and the newly constructed Octavia Boulevard; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the sale is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing other actions in furtherance of this Ordinance. Mayor presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

080652 [Rental Subsidy Program for Low-Income Families]

Ordinance adding Sections 48.1 through 48.7 to the San Francisco Administrative Code creating the Rental Subsidy Program for Low-Income Families that establishes a need-based local housing subsidy for homeless families subject to the fiscal and budgetary provisions of the Charter. Supervisors Daly, Ammiano, Sandoval presented. ASSIGNED to Land Use and Economic Development Committee.

Resolutions

081490 [Commending Supervisor Tom Ammiano]

Resolution Commending and Honoring Supervisor Tom Ammiano for his distinguished service as a Supervisor of the City and County of San Francisco. Supervisor Peskin presented. ADOPTED.

081491 [Commending Brian Cahill]

Resolution commending Brian Cahill and his truly remarkable service with Catholic Charities CYO and wishing him the best in all of his future endeavors. Supervisor Duffy presented. ADOPTED.

081492 [Commemorating the 30th Anniversary of the San Francisco Gay Men's Chorus to the Board of Supervisors of San Francisco]

Resolution commemorating the 30th Anniversary of the San Francisco Gay Men's Chorus to the Board of Supervisors of San Francisco. Supervisor Duffy presented. ADOPTED.

081501 [Settlement of Administrative Civil Liability Complaint - \$64,000]

Resolution approving the settlement of the unlitigated administrative civil liability complaint filed by the San Francisco Bay Regional Water Quality Control Board against San Francisco imposing a penalty of \$64,000; and alternatively approving an environmental mitigation project, subject to approval of the Regional Board Water Quality Control Board, in an amount not to exceed \$32,000, plus payment of a \$32,000 penalty. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Rules Committee.

081502 [Preferred alternative for the South Access for the Golden Gate Bridge: Doyle Drive Project]

Resolution Approving the Preferred Alternative for the South Access for the Golden Gate Bridge: Doyle Drive Project. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081503 [Approval of Fifth Amendment to the Management Agreement for Moscone Convention Center]

Resolution approving and authorizing the City Administrator to enter into a Fifth Amendment to the Management Agreement for Moscone Convention Center. Supervisors Chu, Peskin, Duffy presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081506 [State grants to fund agricultural projects - \$17,672.98]

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend three grants with a total amount of \$17,672.98, from the California Department of Food and Agriculture (CDFA); with retroactive approval to accept and expend two of these grants (Agreements #08-0507 and #08-0415) totaling \$914.98, for the period of July 1, 2008 through June 30, 2009, and approval to accept and expend a third grant (Agreement #08-0345) in the amount of \$16,758.00 for the period of January 1, 2009 through December 31, 2009. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081508 [Funds to support public health emergency preparedness - \$460,396]

Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of \$460,396 from the California Department of Public Health (CDPH) Emergency Preparedness Office, to fund the Hospital Preparedness Program; for the period of August 9, 2008 through August 8, 2009. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081510 [Accept and Expend Grant - Juvenile Accountability Block Grant - \$200,000]

Resolution authorizing the Mayor's Office of Community Investment (MOCI) to accept and expend a grant in the amount of \$200,000 from the State Corrections Standards Authority for the purpose of strengthening existing local juvenile justice accountability measures through the Juvenile Accountability Block Grant. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Public Safety Committee.

081515 [Lease Financing For Improvements to Moscone Convention Center]

Resolution authorizing the execution, delivery and sale of Certificates of Participation (the "Certificates") evidencing undivided, proportionate interests in the right to receive certain rental payments to be made by the City under a Lease Agreement, for the purpose of financing various capital projects at Moscone Convention Center; approving the form of a Trust Agreement by and between the City and County of San Francisco (the "City") and a corporate trustee to be selected by the City (the "Trustee"), including without limitation certain indemnification obligations of the City contained therein; authorizing the selection of the Trustee; approving the form of a Facilities Lease by and between the City and the Trustee relating to certain real property described herein; approving the form of the Lease Agreement by and between the Trustee and the City relating to said real property; authorizing the payment of costs of issuance; authorizing the reimbursement of certain expenditures; granting general authority to City officials to take certain actions in connection with the Certificates, the Trust Agreement, the Facilities Lease and the Lease Agreement; authorizing modifications to documents; and ratifying previous actions taken in connection therewith. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

081517 [Resolution to Establish the Tourism Improvement District]

Resolution of Formation: Establishing a business-based business improvement district to be known as the "Tourism Improvement District," ordering the levy and collection of assessments against defined hotel businesses located in that district for fifteen (15) years commencing January 1, 2009, subject to conditions as specified, and making environmental findings. Mayor, Supervisor Peskin presented. RECEIVED AND ASSIGNED to Board of Supervisors.

081518 [Lease Financing For Library Projects]

Resolution approving the form of and authorizing the distribution of a preliminary official statement relating to the issuance of City and County of San Francisco Finance Corporation lease revenue bonds and authorizing the preparation, execution and delivery of a final official statement; ratifying the approvals and terms and conditions of a previous ordinance; and related matters. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081519 [Sale of San Francisco General Hospital Bond Anticipation Notes, Series 2009A - Not to Exceed \$136,000,000]

Resolution authorizing and directing the sale of Not to Exceed \$136,000,000 General Obligation Bond Anticipation Notes, Series 2009A in anticipation of the issuance of \$136,000,000 General Obligation Bonds (San Francisco General Hospital Improvement Bonds, 2008), Series 2009A; Prescribing the Form and Terms of Said Notes; Providing For the Levy of a Tax To Pay the Interest and, if Applicable, the Principal Thereon; Authorizing the Execution, Authentication and Registration of Said Notes; Providing For the Appointment of Depositories and Other Agents For Said Notes; Providing For the Establishment of Accounts Related Thereto; Providing For the Manner of Sale of Said Notes, Whether By Competitive Sale or Negotiated Sale; Approving the Forms of Official Notice of Sale and Notice of Intention To Sell Notes; Directing the Publication of the Notice of Intention To Sell Notes; Approving the Form and Execution of the Note Purchase Agreement for the Sale of Said Notes; Approving the Form and Execution of the Official Statement Relating to the Sale of Said Notes; Approving the Form of the Continuing Disclosure Certificate; Approving Modifications To Documents; Ratifying Certain Actions Previously Taken; and Granting General Authority To City Officials To Take Necessary Actions In Connection With the Authorization, Issuance, Sale and Delivery of Said Notes. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

081520 [San Francisco General Hospital General Obligation Bond Issuance - Not to Exceed \$887,400,000]

Resolution Providing for the Issuance of Not to Exceed \$887,400,000 Aggregate Principal Amount of City and County of San Francisco General Obligation Bonds (San Francisco General Hospital Improvement Bonds, 2008); Authorizing the Execution, Authentication and Registration of Said Bonds; Providing for the Levy of a Tax to Pay the Principal and Interest Thereof; Providing for the Appointment of Depositories and Other Agents for Said Bonds; Providing for the Establishment of Accounts Related Thereto; Ratifying Certain Actions Previously Taken; Adopting Findings Under the California Environmental Quality Act, ("CEQA"), CEQA Guidelines and San Francisco Administrative Code Chapter 31, Including the Adoption of a Mitigation Monitoring and Reporting Program and a Statement Of Overriding Considerations; Finding that the Proposed Project Is In Conformity With the Priority Policies Of Planning Code Section 101.1(B) and With the General Plan Consistency Requirement Of Charter Section 4.105 and Administrative Code Section 2A.53; and Granting General Authority to City Officials to Take Necessary Actions In Connection With the Authorization, Issuance, Sale and Delivery of Said Bonds. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 081521 [Bond Sale of San Francisco General Hospital Improvement Bonds - Not To Exceed \$136,000,000]**
Resolution Authorizing and Directing the Sale of Not To Exceed \$136,000,000 General Obligation Bonds (San Francisco General Hospital Improvement Bonds, 2008), Series 2009A; Prescribing the Form and Terms of Said Bonds; Authorizing the Execution, Authentication and Registration of Said Bonds; Providing For the Appointment of Depositories and Other Agents For Said Bonds; Providing For the Establishment of Accounts Related Thereto; Providing For the Manner of Sale of Said Bonds, Whether by Competitive Sale or Negotiated Sale; Approving the Forms of Official Notice of Sale and Notice of Intention To Sell Bonds; Directing the Publication of the Notice of Intention To Sell Bonds; Approving the Form and Execution of the Bond Purchase Agreement Relating Thereto; Approving the Form and Execution of the Official Statement Relating To the Sale of Said Bonds; Approving the Form of the Continuing Disclosure Certificate; Approving Modifications To Documents; Ratifying Certain Actions Previously Taken; and Granting General Authority To City Officials To Take Necessary Actions In Connection With the Authorization, Issuance, Sale and Delivery of Said Bonds. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081524 [Accept-Expend Federal Regional Catastrophic Preparedness Grants - \$10,000,000]**
Resolution authorizing the Department of Emergency Management (DEM), as fiscal agent for multiple local jurisdictions, to retroactively accept and expend Regional Catastrophic Preparedness Grant Program awards in the amount of \$10,000,000 from the United States Department of Homeland Security (DHS), through the California Office of Homeland Security (OHS), for regional catastrophic preparedness for the period September 1, 2008 through August 31, 2010. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081526 [Requesting California establish a Do Not Mail Registry]**
Resolution urging the California State Legislature to establish a Do Not Mail Registry. Supervisor Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081527 [90 day extension for Planning Commission review - The Metro Theatre]**
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a proposed Resolution that would initiate the designation of The Metro Theatre, 2055 Union Street, Lot 018 in Assessor's Block 0541, as a landmark pursuant to Section 1004.1 of the Planning Code. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081528 [Mortgage Credit Certificates]**
Resolution authorizing an application to the California Debt Limit Allocation Committee to permit the issuance of Mortgage Credit Certificates. Supervisor Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081529 [Accept-Expend Federal Pass-Through Grant - Asian Women's Shelter - \$10,000]**
Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to accept and expend a grant in the amount of \$10,000 from the Asian Women's Shelter, allocated through the Office on Violence Against Women, Office of Justice Programs (OVW), to assist Asian and Pacific Islander (API) victims of domestic violence for fiscal year 2008-2010. Supervisor Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Hearings

- 081493 [Hiring and Retention of Disabled Employees by the San Francisco Unified School District]**
Hearing on the hiring and retention of disabled employees by the San Francisco Unified School District. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to City and School District Select Committee.
- 081494 [Implementation of the Treatment on Demand Act 2008]**
Hearing on the implementation of Proposition T - Treatment on Demand Act 2008, which requires that the City not reduce funding, staffing or the number of substance abuse treatment slots available as long as slots are filled or there are individuals seeking such slots, including an analysis on how the proposed reductions to substance abuse treatment services will impact on its implementation. Supervisor Daly presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081495 [Use of SFUSD facilities]

Hearing on the use of SFUSD facilities by neighbors and non-SFUSD organizations outside of regular school hours. Supervisor Duffy presented. RECEIVED AND ASSIGNED to City and School District Select Committee.

081498 [General Advertising Sign Program Annual Report]

Hearing on the General Advertising Sign Program Annual Report. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081516 [Hearing - Tourism Improvement District]

Hearing of persons interested in or objecting to proposed Resolution of Formation: Establishing a business-based business improvement district to be known as the "Tourism Improvement District," ordering the levy and collection of assessments against defined hotel businesses located in that district for fifteen (15) years commencing January 1, 2009, subject to conditions as specified, and making environmental findings.. SCHEDULED FOR PUBLIC HEARING.

PROPOSED ORDINANCES

081477 [Settlement of Lawsuit - Laurent Katgely, et al. v. CCSF, et al. (C. Spencer) - \$67,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by Chez Spencer, a partnership, against the City and County of San Francisco for \$67,000; the lawsuit was filed on December 8, 2004 in San Francisco Superior Court, Case No. 436942; entitled Laurent Katgely, et al. v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

081478 [Settlement of Lawsuit - Jane Martin, et al. v. CCSF, et al. (IMG Home) - \$500,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by IMG Home Corporation against the City and County of San Francisco for \$500,000; the lawsuit was filed on January 31, 2005 in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

081479 [Settlement of Lawsuit - Jane Martin, et al. v. CCSF, et al. (N. Quimson) - \$45,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by Noreen Quimson against the City and County of San Francisco for \$45,000; the lawsuit was filed on January 31, 2005 in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

081480 [Settlement of Claim - SFD Union Square, LLC - \$40,000]

Resolution Approving the settlement of unlitigated claim of SFD Union Square, LLC dba Sir Francis Drake Hotel against San Francisco for \$40,000; claim was filed on August 25, 2008. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

081379 [Accept gift to the Fire Department - \$15,938]

Resolution accepting a gift to the Fire Department from the Fireman's Fund Insurance Company Heritage Program of mask fit equipment and non-permeable emergency medical bags valued at \$15,938. (Fire Department) . RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081388 [Emergency contract to replace the stator core in Kirkwood Powerhouse generator number 1, designated "KPH1"]

Resolution approving an emergency public work contract under San Francisco Administrative Code section 6.60 to replace the stator core in the Kirkwood Powerhouse generator number 1, designated "KPH1." (Public Utilities Commission) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081419 [Amendment to a Contract to Extend the Term for More than Ten Years]

Resolution authorizing the Department of Technology to enter into the Seventh Amendment of an agreement with Stratus Technologies, Inc., to extend the term of the agreement to fourteen years. (Department of Technology) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081454 [Approving Central Subway Partnership Contract - Not to Exceed \$147,375,171]

Resolution approving Municipal Transportation Agency Contract No. CS-149, Program Management and Construction Management Services for the Central Subway Project with Central Subway Partnership, A Joint Venture of AECOM USA, Inc. and EPC Consultants in an amount not to exceed \$147,375,171 for a term not to exceed five years with an option to extend the term an additional five years. (Municipal Transportation Agency) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – November 25, 2008

Board Minutes for October 28, 2008 approved.

Requests Granted

From: Supervisor Alioto-Pier

To: Director, Public Utilities Commission

Requesting/Inquiring: Requesting a list and maps from the Public Utilities Commission of all developed and undeveloped land under the San Francisco Public Utilities Commission's jurisdiction within the City and County of San Francisco. The response should include two separate maps of (1) developed land and (2) undeveloped land.

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Garbage Cans

Northwest corner of Frederick and Asbury

Northeast corner of Clayton and Hayes

Northwest corner of Grove and Fillmore

Northeast corner of Cole and Haight

Northwest corner of Haight and Fillmore

Mailboxes

Northwest corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

1148 Masonic

1151 Masonic

1153 Masonic

1432 Haight

799 Haight

122 Webster

999 Oak

214 Scott

745 Buchanan

1466 Haight

503 Haight

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public report on the status of removing graffiti from utility poles at the following locations:

Wood:

Northeast corner of Steiner and Germania

Metal Pole:

Northwest corner of Fillmore and Grove

1476 Fulton

Northwest corner of Fell and Haight

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner of Fillmore and Post

Southwest corner of Divisadero and Sutter

9th Avenue and Judah (near bus stops)

7th Avenue and Irving (near bus stops)

Northwest corner of Hayes and Fillmore

Southeast corner of Fillmore and Haight

San Francisco Chronicle

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Irving and 9th Avenue

Irving and 7th Avenue

Southwest corner of Haight and Clayton

Southeast corner of Haight and Masonic

San Francisco Examiner

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

SF Daily

Northwest corner of Hayes and Gough

City Star

Northwest corner of Hayes and Gough

Southeast corner of Fillmore and Haight

SF Weekly

Southeast corner of Masonic and Haight

Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti from the public property located at the following locations:

Utility Boxes

Northeast corner of Fell and Oak

Bus Shelters

Northwest corner of Haight and Stanyan

All bus shelters on Haight and Fillmore need power washing and graffiti

Northwest corner of Haight and Masonic

Emergency Boxes

Southwest corner of Lyon and Golden Gate

Southeast corner of Scott and Fulton

Southwest corner of Golden Gate and Scott

Northeast corner of Oak and Scott

Southwest corner of Golden Gate and Laguna

Fire Hydrant

Southeast corner of Pierce and Golden Gate

In Memoriams

Belinda Barbara Newson – Entire Board

Susan Pugliese– Supervisor Alioto-Pier

Michael Dulay– Supervisor Dufty

Michael Joseph Dudley– Supervisor Dufty

Patrick Oliver Dillon- Supervisor Chu

BOARD of SUPERVISORS



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TDD No. 554-5227

**Legislation Introduced
Including All Off-Calendar Items
December 9, 2008**

OFF-AGENDA LEGISLATION

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Ordinances

- 001540 [De-Appropriating \$8,515,891 of General Fund in various Departments related to the projected budget deficit for FY 2008-2009]**
Draft ordinance deappropriating \$8,515,891 of General Fund, including \$81,522 in the Board of Supervisors, \$2,366,392 in Economic and Workforce Development, \$52,468 in the Department of Emergency Management, \$3,948,326 in Fire Department, \$1,422,554 in the City Administrator's Office, \$83,955 in the Mayor's Office, \$560,674 in the Police Department and \$57,957 in Recreation and Park related to the project budget deficit in Fiscal Year 2008-2009. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 001555 [Public Employment - Deletion of Positions]**
Draft ordinance amending Ordinance No. 141-08 (Annual Salary Ordinance FY 2008-2009) to reflect the deletion of 98 positions (26.27 FTE) in various Classes and Departments. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 001560 [India Basin Industrial Park Zoning Map Amendment]**
Ordinance amending the San Francisco Planning Code by amending Sectional Map Sheets ZN08, ZN10, SU08 and SU10 to change the use classification of certain parcels in and around the India Basin Industrial Park Redevelopment Project Area from M-1 (Light Industrial) and M-2 (Heavy Industrial) Districts to PDR-1-B (Light Industrial, Buffer) and PDR-2 (Production, Distribution, and Repair) Districts and to incorporate all of the subject parcels into the India Basin Industrial Park Special Use District; adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 001561 [India Basin Industrial Park, Planning Code Text Amendment]**
Ordinance amending the San Francisco Planning Code by adding section 249.42 to create a new India Basin Industrial Park Special Use District; adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. Supervisor Maxwell presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 001563 [Public Employment - Addition of Positions]**
Draft ordinance amending Ordinance No. 141-08 (Annual Salary Ordinance 2008-2009) to reflect the addition of one position (.50 FTE) 9775 Senior Community Development Specialist II and one position (.50 FTE) 9770 Community Development Assistant to the Board of Supervisors (BOS). Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

081564 [Administrative Code - Amendment to Large Tourist Hotel Conversion Ordinance]

Ordinance amending Administrative Code Chapter 41F to clarify the scope and implementation of the Large Tourist Hotel Conversion Ordinance, including minor edits to the definition of "Convert" and additional guidance regarding the conversion process for Large Tourist Hotels Rooms, and making required findings. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081565 [Adopting a new Planning Code Article 10]

Ordinance rescinding Planning Code Article 10 in its entirety and adopting a new Article 10 to implement the provisions of new San Francisco Charter Section 4.135. Supervisors Peskin, Daly presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

081577 [Zoning Map Amendments for 1-25 Division Street and 45 Rhode Island]

Ordinance amending the San Francisco Zoning Map by amending the use designation for Assessor's Block 3912, Lots 001 and 003, known as 1-25 Division Street and 45 Rhode Island Street, respectively, from PDR-1-D (Production Distribution and Repair - Design) to UMU (Urban Mixed Use); and making various findings, including environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Resolutions

081556 [Honoring Carl Friedman for over thirty years of leadership of the San Francisco Department of Animal Care and Control and Animal Welfare community]

Resolution honoring Carl Friedman for over thirty years of leadership of the San Francisco Department of Animal Care and Control and Animal Welfare community. Supervisor Duffy presented. ADOPTED.

081559 [Accept-Expend Federal Grant Funds - Department of Public Works - \$1,475,675]

Resolution authorizing the Department of Public Works to accept and expend a grant in the amount of \$1,475,675 from the U.S. Department of Justice, Bureau of Justice Assistance Edward Byrne Memorial Discretionary Grants Program. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

081562 [Establishing City policy supporting Smart Grid technology and protocols for City electric systems]

Resolution establishing City policy supporting Smart Grid technology and protocols for City electric systems and urging the Public Utilities Commission to prepare a study to identify the most effective and economic means to implement smart grid technology. Supervisor Peskin presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081567 [Commending Gerald H. Bibelheimer and his stellar work as a Social Worker throughout the City and County of San Francisco]

Resolution commending Gerald H. Bibelheimer and his stellar work as a Social Worker throughout the City and County of San Francisco for the past 20 years. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081568 [Resolution to commend the 5th Anniversary of the opening of the Noe Valley Farmers' Market]

Resolution to commend the 5th Anniversary of the opening of the Noe Valley Farmers' Market. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081569 [Honoring Rodel Rodis for sixteen years of service to City College of San Francisco]

Resolution honoring Rodel Rodis for sixteen years of service to City College of San Francisco. Supervisor Duffy presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081570 [Honoring Scott Hall and the Gay American Heroes]

Resolution honoring Scott Hall and the Gay American Heroes Supervisors Duffy, Campos presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 081571 [Supporting the public process in development of the master plan for Ocean Beach]**
Resolution supporting the public process of the development of the master plan for Ocean Beach. Supervisors Chu, McGoldrick, Elsbernd presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081572 [Commemorating 65th anniversary of repeal of 1882 Chinese Exclusion Act]**
Resolution commemorating December 17, 2008 as the 65th Anniversary of the repeal of the 1882 Chinese Exclusion Act, which was the first significant restriction on free immigration in United States history. Supervisors Chu, Mirkarimi, Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081502 [Preferred Alternative for the South Access for the Golden Gate Bridge: Doyle Drive Project]**
Resolution approving the Preferred Alternative for the South Access for the Golden Gate Bridge: Doyle Drive Project. Supervisor McGoldrick presented. ASSIGNED to Land Use and Economic Development Committee.
- 081517 [Resolution to Establish the Tourism Improvement District]**
Resolution of Formation: Establishing a business-based business improvement district to be known as the "Tourism Improvement District," ordering the levy and collection of assessments against defined hotel businesses located in that district for fifteen (15) years commencing January 1, 2009, subject to conditions as specified, and making environmental findings. Mayor, Supervisor Peskin presented. SUBSTITUTED.
- 081411 [Opposing location of proposed Presidio Fine Arts Museum]**
Resolution declaring official City policy opposing preferred alternatives 2 and 2A in the San Francisco Presidio Trust's Draft Supplemental Environmental Impact Statement (DSEIS) that propose the construction of a large hotel and museum facility in the Presidio. Supervisor Peskin presented. REFERRED to Land Use and Economic Development Committee.

Motions

- 081541 [Appointment, Historical Preservation Commission - Karl Hasz]**
Motion approving the Mayor's nomination for appointment of Karl Hasz to the Historical Preservation Commission, Seat No. 6, for a two-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.
- 081542 [Appointment, Historical Preservation Commission - Karl Hasz]**
Motion rejecting the Mayor's nomination for appointment of Karl Hasz to the Historical Preservation Commission, Seat No. 6, for a two-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.
- 081543 [Appointment, Historical Preservation Commission - Sue Lee]**
Motion approving the Mayor's nomination for appointment of Sue Lee to the Historical Preservation Commission, Seat No. 4, for a two-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.
- 081544 [Appointment, Historical Preservation Commission - Sue Lee]**
Motion rejecting the Mayor's nomination for appointment of Sue Lee to the Historical Preservation Commission, Seat No. 4, for a two-year term ending date to be determined.. RECEIVED AND ASSIGNED to Rules Committee.
- 081545 [Appointment, Historical Preservation Commission - Jonathan Pearlman]**
Motion approving the Mayor's nomination for appointment of Jonathan Pearlman to the Historical Preservation Commission, Seat No. 2, for a two-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.
- 081546 [Appointment, Historical Preservation Commission - Jonathan Pearlman]**
Motion rejecting the Mayor's nomination for appointment of Jonathan Pearlman to the Historical Preservation Commission, Seat No. 2, for a two-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.

- 081547 [Appointment, Historical Preservation Commission - Allison Williams]**
Motion approving the Mayor's nomination for appointment of Allison Williams to the Historical Preservation Commission, Seat No. 1, for a four-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.
- 081548 [Appointment, Historical Preservation Commission - Allison Williams]**
Motion rejecting the Mayor's nomination for appointment of Allison Williams to the Historical Preservation Commission, Seat No. 1, for a four-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.
- 081549 [Appointment, Historical Preservation Commission - Charles Chase]**
Motion approving the Mayor's nomination for appointment of Charles Chase to the Historical Preservation Commission, Seat No. 3, for a four-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.
- 081550 [Appointment, Historical Preservation Commission - Charles Chase]**
Motion rejecting the Mayor's nomination for appointment of Charles Chase to the Historical Preservation Commission, Seat No. 3, for a four-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.
- 081551 [Appointment, Historical Preservation Commission - Henry Karnilowicz]**
Motion approving the Mayor's nomination for appointment of Henry Karnilowicz to the Historical Preservation Commission, Seat No. 5, for a four-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.
- 081552 [Appointment, Historical Preservation Commission - Henry Karnilowicz]**
Motion rejecting the Mayor's nomination for appointment of Henry Karnilowicz to the Historical Preservation Commission, Seat No. 5, for a four-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.
- 081553 [Appointment, Historical Preservation Commission - Susan Sun]**
Motion approving the Mayor's nomination for appointment of Susan Sun to the Historical Preservation Commission, Seat No. 7, for a four-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.
- 081554 [Appointment, Historical Preservation Commission - Susan Sun]**
Motion rejecting the Mayor's nomination for appointment of Susan Sun to the Historical Preservation Commission, Seat No. 7, for a four-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.
- 081573 [Approving an application form for Boards, Commissions and Committees and specifying a supplemental form for applicants to Reentry Council seats designated for former inmates]**
Motion approving use of designated application form for applicants to Boards, Commissions and Committees and specifying a supplemental application for those seeking the former inmates seats on Reentry Council to ascertain experiential qualifications and avoid unfair stigmatization of the formerly incarcerated applicants. Supervisor Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081574 [Amending Board Rule 3.8 - Committee Report]**
Motion amending Rule 3.8 of the Board of Supervisors Rules of Order to allow a single Supervisor to continue a matter referred as a committee report under certain circumstances; motion suspending Rule 4.38 regarding committee referral for said motion. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Rules Committee.

Requests for Hearing

- 081557 [Energy Conservation Program(s) & SF Go Solar by the San Francisco PUC Update]**
Hearing to consider an update on the status of Energy Conservation Program(s) & SF Go Solar by the San Francisco, PUC, including any recommendations from both the Solar Task Force and PUC staff on program changes or possible changes. Supervisor McGoldrick presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081558 [Joint Hearing of the Public Safety Committee of the Board of Supervisors and the Police Commission]**
Joint Hearing of the Public Safety Committee of the Board of Supervisors and the Police Commission to officially receive and discuss Police Executive Research Forum's findings and final report of their Organizational Review of the San Francisco Police Department. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Public Safety Committee.
- 081566 [Future Plans for the Aquatic Park and Fisherman's Wharf areas]**
Hearing on future plans for the Aquatic Park and Fisherman's Wharf areas. The hearing will consider the proposed plans impacting the area including: 1) Van Ness BART, 2) The Fisherman's Wharf Community Benefit District, 3) Aquatic Park area, including the Maritime Museum, and 4) The bike plan. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081575 [Board of Supervisors Seniority]**
Lottery to determine the seniority of the new members of the Board of Supervisors to be scheduled at the Tuesday, December 16, 2009 Board meeting.

Action _____

(Clerk of the Board) . ASSIGNED to Board of Supervisors.

PROPOSED ORDINANCES

- 081535 [Waiver of Administrative Code Sections 6.40 and 6.41 to allow award of agreement for program construction management services without a competitive procurement process]**
Ordinance granting the San Francisco Public Utilities Commission a waiver of Administrative Code Sections 6.40 and 6.41 to allow award of Agreement No. CS-963, Program Construction Management Services, without a competitive procurement process. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED RESOLUTIONS

- 081484 [WSIP Agreement No. CS-917, San Joaquin Regional Construction Management Services - Not to Exceed \$28,000,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to award and execute the Water System Improvement Program-funded Professional Service Agreement No. CS-917, San Joaquin Regional Construction Management Services, with PMA Consultants LLC to provide Construction Management Services for the San Joaquin Regional Projects, for an amount not to exceed \$28,000,000, pursuant to San Francisco Charter Section 9.118. (Public Utilities Commission) . RECOMMENDED.
- 081485 [WSIP Agreement No. CS-765, Parsons Water and Infrastructure]**
Resolution approving Amendment No. 2 to Agreement No. CS-765, San Francisco Water System Improvement Program – Program/Project/Pre-Construction Management Services with Parsons Water and Infrastructure. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081536 [WSIP Agreement No. CS-963, Program Construction Management Services]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute the Water System Improvement Program-funded Agreement No. CS-963, Program Construction Management Services, with AECOM WATER, for an amount not to exceed \$26,000,000 with a term of up to seven (7) years, pursuant to San Francisco Charter Section 9.118, if the Board of Supervisors has approved an ordinance waiving procurement requirements of San Francisco Administrative Code Sections 6.40 and 6.41, and that ordinance is effective. (Public Utilities Commission) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – December 9, 2008

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Garbage Cans

Northwest corner of Grove and Webster

Northwest corner of Haight and Fillmore

Mailboxes

Cole and Fulton

Linden and Oak

Northwest corner of Haight and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

1226 9th Avenue

509 Oak

607 Irving, back of building on 6th Avenue

600 Stanyan

688 Stanyan

668 Stanyan

650 Stanyan

1432 Haight

1501 Haight

546 Haight

542 Haight

588 Haight

295 Buchanan

300 Buchanan

602 Haight

923 Divisadero

857 Divisadero

808 Divisadero

876 Haight

99 Webster

1667 Haight

1684 Haight

1648 Haight

1668 Haight

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting that the Department of Public report on the status of removing graffiti from utility poles at the following locations:

Wood:

Southeast corner of Steiner and Herman
429 Oak

Southwest corner of Oak and Laguna

Metal Pole:

Northwest corner of Fillmore and Haight, near bus shelter

Southwest corner of Clayton and Haight

Northeast corner of Page and Scott

Divisadero near O'Farrell

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner of Fillmore and Post

Southwest corner of Divisadero and Sutter

9th Avenue and Judah (near bus stops)

7th Avenue and Irving (near bus stops)

Northwest corner of Hayes and Fillmore

Southeast corner of Fillmore and Haight

San Francisco Chronicle

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

Irving and 9th Avenue

Irving and 7th Avenue

Southwest corner of Haight and Clayton

Southeast corner of Haight and Masonic

San Francisco Examiner

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

SF Daily

Northwest corner of Hayes and Gough

City Star

Northwest corner of Hayes and Gough

Southeast corner of Fillmore and Haight

SF Weekly

Southeast corner of Masonic and Haight

Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti from the public property located at the following locations:

Utility Boxes

Southwest corner of 9th Avenue and Lincoln
Near 1215 Fell

Northeast corner of Masonic and Haight

Northeast corner of Gough and Grove

Bus Shelters

Southeast corner of 5th Avenue and Oak

Northeast corner of Oak and Stanyan

All bus shelters on Haight and Fillmore need power washing and graffiti

Southwest corner of Haight and Buchanan

Southwest corner of Oak and Fillmore

Emergency Boxes

Northeast corner of Divisadero and Fell

Southwest corner of Ashbury and Haight

Fire Hydrant

Northeast corner of Central and Haight

In Memoriams

Jurline Lawson – Supervisor Elsbernd

John Francis Cahill– Supervisors Elsbernd and Dufty

Judge Herbert M. Donaldson– Supervisor Dufty

Anthony (Tony) Christopher Guilfoyle– Supervisor Dufty

Leon Curtis Stanford – Supervisor Mirkarimi

Shu Fan Yang – Supervisor Peskin

John Lee Woo – Supervisor Peskin

Jessie Williams – Supervisor Maxwell

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BOARD of SUPERVISORS



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**Legislation Introduced
Including All Off-Calendar Items
December 16, 2008**

OFF-AGENDA LEGISLATION

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Ordinances

- 081596 [Accept and Expend FY 08 Homeland Security Grant Program Grant and Amend Annual Salary Ordinance, FY 2008-2009 - \$2,112,026]**
Ordinance authorizing the Department of Emergency Management (DEM) to retroactively accept and expend a Homeland Security Grant Program grant in the amount of \$2,112,026 from the United States Department of Homeland Security, through the California Governor's Office of Homeland Security, for disaster planning, and amending Ordinance No. 141-08 (Annual Salary Ordinance, FY 2008-2009) to reflect the addition of three grant-funded positions at the Controller's Office, Mayor's Office on Disability, and Animal Care and Control. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081598 [Public Works Code - Appellate body for minor sidewalk encroachments]**
Ordinance amending the Public Works Code Section 723.2 to change the appellate body for Minor Sidewalk Encroachment Permits from the Board of Supervisors to the Board of Permit Appeals. Supervisor Elsbernd presented. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 081604 [Amending FY 2008-2009 Annual Salary Ordinance]**
Ordinance amending Ordinance No. 141-08 (Annual Salary Ordinance 2008-2009) to reflect the addition of the following four positions: one 5642 Senior Environmental Specialist (0.40 FTE); two 5640 Environmental Specialists (0.40 FTE each); and one 5638 Environmental Assistant (0.40 FTE) at the Department of the Environment. Mayor presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081600 [Closing Potrero Power Plant, adopting clean energy goals, and updating the Electricity Resource Plan]**
Ordinance establishing City policy to take all feasible steps to close the entire Potrero Power Plant as soon as possible and urging the Public Utilities Commission to immediately prepare a plan to close the Potrero Power Plant; and establishing clean energy goals; and urging the Public Utilities Commission to update the Electricity Resource Plan. Supervisors Maxwell, Peskin presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Resolutions

- 081569 [Honoring Rodel Rodis for sixteen years of service to City College of San Francisco]**
Resolution honoring Rodel Rodis for sixteen years of service to City College of San Francisco. Supervisor Duffy presented. REFERRED to Rules Committee.
- 081526 [Requesting California establish a Do Not Mail Registry]**
Resolution urging the California State Legislature to establish a Do Not Mail Registry. Supervisors Mirkarimi, Duffy, Campos presented. REFERRED to City Operations and Neighborhood Services Committee.

- 081599 [Accept and Expend Grant - US Department of Justice Office of Violence Against Women - \$499,755]**
Resolution authorizing the Mayor's Office of Community Investment (MOCI) to accept and expend a grant in the amount of \$499,755 from the Department of Justice (DOJ), Office of Violence Against Women (OVW), FY2008 Enhanced Training and Services to End Violence Against and Abuse of Women Later in Life Program. Supervisor Elsbernd presented. RECEIVED AND ASSIGNED to Public Safety Committee.
- 081601 [Accept Local Gift of Services - \$430,000]**
Resolution authorizing the Port of San Francisco to accept a gift of services with an estimated value of \$430,000 from the Copra Crane Labor Landmark Association, a non-profit organization, for the restoration and preservation of the Port of San Francisco's "Copra Crane," located at Pier 84. Supervisor Maxwell presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081602 [Transferring streetscape improvements along Fillmore Street from the SFRA to the City]**
Resolution terminating a Major Street Encroachment Permit and recognizing the termination of three Minor Street Encroachment Permits and Public Work Order No. 172,568, all pertaining to the installation and maintenance of streetscape improvements along portions of Fillmore Street between Post and McAllister Streets and transferring the ongoing maintenance responsibility for the streetscape improvements from the San Francisco Redevelopment Agency to the City in exchange for 1.8 million dollars. Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081603 [Redevelopment Agency Budget]**
Resolution approving an amendment to the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2008-09 to reprogram \$3,392,000 of funds budgeted for the Western Addition A2 Plan Area from the Muni Substation line item to the Western Addition A2 Revolving Loan Program line item in the amount of \$2,492,000 to the Fillmore Jazz Preservation District Development Revolving Loan Program in the amount \$500,000 and to a new Western Addition A2 property management line item in the amount of \$400,000. Mayor, Supervisor Mirkarimi presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 081606 [Accept-Expend Federal Grant for Oil Spill Response Planning - \$30.965]**
Resolution authorizing the Department of Emergency Management (DEM) to accept and expend retroactively a grant in the amount of \$30,965 from the California Department of Fish and Game for oil spill response planning, for the period July 1, 2008 through June 30, 2009. Supervisor Chu presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081607 [Accept and Expend State Grant - Port of San Francisco - \$15,000]**
Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of \$15,000 from the California Department of Boating and Waterways, Abandoned Watercraft Abatement Fund for removal and demolition of abandoned recreational watercraft on the Port's waterfront. Supervisor Maxwell presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 081613 [City actions on expiration of Western Addition A-2 Redevelopment Plan]**
Resolution urging various City actions upon the expiration of the Western Addition A-2 Redevelopment Plan to insure a smooth transition from the Redevelopment Agency to the City's jurisdiction. Supervisor Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Request for Hearing

- 081593 [Relocation of the Kirkland Bus Yard from Fisherman's Wharf]**
Hearing will consider the relocation or change in use of the Kirkland Bus Yard at Fisherman's Wharf. Specifically, the hearing will consider the MTA's plan for the yard, timeline for any changes and input of the neighbors. Supervisor Alioto-Pier presented. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 081594 [Review the San Francisco Police Department's Traffic Stop Protocols]**
Hearing to review the San Francisco Police Department's Traffic Stop Protocols. Supervisor Campos presented. RECEIVED AND ASSIGNED to Public Safety Committee.

081595 [Management Positions]

Hearing to review all new management positions created and filled since FY 2003, as well as the total number and percentage of managers included in the FY 2008-2009 mid-year lay-offs. Supervisor Daly presented. RECEIVED AND ASSIGNED to Budget and Finance Committee.

Motions

081608 [Appointment to San Francisco Local Agency Formation Committee - Supervisor David Campos]

Motion appointing Supervisor Campos for the unexpired portion of a four-year term ending February 20, 2011, to the San Francisco Local Agency Formation Commission. Supervisor Mirkarimi presented. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

081609 [Appointment, Historical Preservation Commission - Alan Martinez]

Motion approving the Mayor's nomination for appointment of Alan Martinez to the Historical Preservation Commission, Seat No. 1, for a four-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.

081610 [Appointment, Historical Preservation Commission - Alan Martinez]

Motion rejecting the Mayor's nomination for appointment of Alan Martinez to the Historical Preservation Commission, Seat No. 1, for a four-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.

081611 [Appointment, Historical Preservation Commission - Tammy Chan]

Motion approving the Mayor's nomination for appointment of Tammy Chan to the Historical Preservation Commission, Seat No. 7, for a four-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.

081612 [Appointment, Historical Preservation Commission - Tammy Chan]

Motion rejecting the Mayor's nomination for appointment of Tammy Chan to the Historical Preservation Commission, Seat No. 7, for a four-year term ending date to be determined. (Clerk of the Board) . RECEIVED AND ASSIGNED to Rules Committee.

Charter Amendment

081597 [Rainy Day Reserve]

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 9.113.5, to allow the City to appropriate up to 100 percent of the current balance in the Rainy Day Reserve, not to exceed 20 percent of the projected deficit, in years in which a budgetary deficit of \$250 million or more is projected. Supervisor Daly presented. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

PROPOSED ORDINANCES

081395 [Settlement of Lawsuit - Denise Caicedo - \$47,500.00]

Ordinance authorizing settlement of the lawsuit filed by Denise Caicedo against the City and County of San Francisco for \$47,500.00; the lawsuit was filed on September 22, 2006 in Superior, Case No. 456-426; entitled Denise Caicedo v. City and County of San Francisco, et al. (City Attorney) . RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

081445 [Public Defender Requisition Request]

Resolution granting the Office of the Public Defender's requisitions # P8023/1103021 and P8024/1103124. (Public Defender) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

081468 [Emergency contract to design and install new, compliant emergency electrical generation system at San Francisco General Hospital]

Resolution approving an emergency public work contract under San Francisco Administrative Code section 6.60, to install a new, permanent emergency electrical generation system at San Francisco General Hospital. (Public Works Department) . RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – December 16, 2008

Board Minutes for November 4, 2008 and November 18, 2008 approved.

Requests Granted

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following locations:

Phone Switch Boxes

Northwest corner of O'Farrell and Ellis

Northwest corner of Turk and Webster

Northeast corner of Scott and Waller

Northwest corner of Hayes and Webster

Garbage Cans

Southeast corner of Geary and Webster

Northeast corner of McAllister and Webster

Northwest corner of Buchanan and Haight

Northwest corner of Fulton and Broderick

Fire Hydrant

Southeast corner of Haight and Webster

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

2285 Turk

541 Haight

420 Haight

546 Haight

122 Webster

55 Laguna (UC Campus-Haight Street side)

440 Rose (cross street Webster)

478-482 Haight

99 Webster

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting that the Department of Public Works report on the status of removing graffiti at the following locations:

Metal Poles

Northeast corner of McAllister and Webster

Northeast corner of Waller and Fillmore

Wood Poles

Southwest corner of Waller and Webster

Southwest corner of Oak and Webster

Bus Shelters

Southwest corner of Sutter and Laguna

Fillmore and Haight, all four corners-graffiti and dirty

Northeast corner of Fillmore and Hermann

Mailboxes

Northwest corner of Octavia and Haight

Southwest corner of Oak and Webster

Emergency Boxes

Northwest corner of Turk and Pierce

Southwest corner of Turk and Fillmore

From: Supervisor Mirkarimi

To: Director, Department of Public Works

Requesting/Inquiring: Requesting the Department of Public Works report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian

Southeast corner of Fillmore and Post

Southwest corner of Divisadero and Sutter

9th Avenue and Judah (near bus stops)

7th Avenue and Irving (near bus stops)

Southeast corner of Fillmore and Haight

San Francisco Chronicle

Southeast corner of Haight and Fillmore

Irving and 9th Avenue

Irving and 7th Avenue

Southwest corner of Haight and Clayton

Southeast corner of Haight and Masonic

San Francisco Examiner

Northwest corner of Fillmore and Hayes

Southeast corner of Haight and Fillmore

SF Daily

Northwest corner of Hayes and Gough

City Star

Southeast corner of Fillmore and Haight

SF Weekly

Southeast corner of Masonic and Haight

Southeast corner of Haight and Fillmore

In Memoriams

Al Furberg– Supervisor Dufty

Arthur David Levitt – Supervisor Mirkarimi



